



**REGULAR MEETING OF THE CITY COUNCIL  
CITY OF JACKSON, MISSISSIPPI**

**November 15, 2016**

**AGENDA**

**10:00 AM**

**CALL TO ORDER BY THE PRESIDENT**

**INVOCATION**

1. **REVEREND JENNIFER DEATON OF SAINT ANDREW'S EPISCOPAL CATHEDRAL**

**PUBLIC HEARING**

2. **ORDER REQUESTING THE CITY COUNCIL REVIEW AND VOTE TO APPROVE THE SIGN VARIANCE REQUEST FOR ST. DOMINIC'S HOSPITAL TO NOT MEET THE REQUIRED SETBACK FOR GROUND SIGNS AND ERECT A 22 SQ FT GROUND/MONUMENT SIGN AT 6 FT IN HEIGHT WITHIN A UTILITY EASEMENT INSIDE A C-3 ZONE THAT PROHIBITS SIGNS TO BE ERECTED OR PLACED ON, PROJECTED OVER, OR OVER HANG ANY PUBLIC RIGHT-OF-WAY, WALKWAY, STREET, ALLEY OR EASEMENT OTHER THAN SIGNS PLACED THERE BY THE GOVERNMENTAL AGENCY OWNING THE RIGHT-OF-WAY, WALKWAY, STREET, ALLEY OR EASEMENT. (WARD 7) (JEFFERSON, YARBER)**
3. **ORDER REQUESTING THE CITY COUNCIL REVIEW AND VOTE TO DENY THE SIGN VARIANCE REQUEST FOR ST. DOMINIC'S HOSPITAL TO NOT MEET THE REQUIRED SETBACK FOR GROUND SIGNS AND ERECT A 22 SQ FT GROUND/MONUMENT SIGN AT 6 FT IN HEIGHT WITHIN A UTILITY EASEMENT INSIDE A C-3 ZONE THAT PROHIBITS SIGNS TO BE ERECTED OR PLACED ON, PROJECTED OVER, OR OVER HANG ANY PUBLIC RIGHT-OF-WAY, WALKWAY, STREET, ALLEY OR EASEMENT OTHER THAN SIGNS PLACED THERE BY THE GOVERNMENTAL AGENCY OWNING THE RIGHT-OF-WAY, WALKWAY, STREET, ALLEY OR EASEMENT. (WARD 7) (JEFFERSON, YARBER)**
4. **ORDER REQUESTING THE CITY COUNCIL REVIEW AND VOTE TO APPROVE THE SIGN VARIANCE REQUEST FOR ST. DOMINIC'S HOSPITAL TO ERECT FOUR GROUND/MONUMENT SIGNS TOTALING 367 SQ FT WITHIN A SUD ZONE WHICH ONLY ALLOWS ONE GROUND/MONUMENT SIGN PER STREET FRONTAGE WITH A MAXIMUM OF 100 SQ FT OF SIGN AREA. (WARD 7) (JEFFERSON, YARBER)**
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6. REQUESTING THE CITY COUNCIL REVIEW AND VOTE TO APPROVE THE SIGN VARIANCE REQUEST FOR ST. DOMINIC'S HOSPITAL TO NOT MEET THE REQUIRED SETBACK FOR GROUND SIGNS AND ERECT THREE GROUND/MONUMENT SIGNS WITHIN A UTILITY EASEMENT INSIDE A SUD ZONE THAT PROHIBITS SIGNS TO BE ERECTED OR PLACED ON, PROJECTED OVER, OR OVER HANG ANY PUBLIC RIGHT-OF-WAY, WALKWAY, STREET, ALLEY OR EASEMENT OTHER THAN SIGNS PLACED THERE BY THE GOVERNMENTAL AGENCY OWNING THE RIGHT-OF-WAY, WALKWAY, STREET, ALLEY OR EASEMENT. (WARD 7) (JEFFERSON, YARBER)
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#### INTRODUCTIONS

#### PUBLIC COMMENTS

#### CONSENT AGENDA

10. NOTE: "ALL MATTERS LISTED UNDER THE CONSENT AGENDA ARE CONSIDERED TO BE ROUTINE BY THE CITY COUNCIL AND WILL BE ENACTED BY ONE MOTION IN THE FORM LISTED BELOW. THERE WILL BE NO SEPARATE DISCUSSION OF THESE ITEMS. IF DISCUSSION IS DESIRED, THAT ITEM WILL BE REMOVED FROM THE CONSENT AGENDA AND CONSIDERED SEPARATELY."

11. ORDER AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT BETWEEN THE CITY OF JACKSON AND CEDRIC LAWRENCE/DBA/TYM3 MANAGEMENT, LLC - 113 ADDISON WAY, CANTON, MS 39046 FOR THE DEMOLITION AND REMOVAL OF STRUCTURE(S), FOUNDATION, STEPS, DRIVEWAY, THE CUTTING OF GRASS AND WEEDS AND REMOVAL OF TRASH AND DEBRIS AND REMEDYING OF CONDITIONS ON PRIVATE PROPERTY WHICH CONSTITUTE A MENACE TO PUBLIC HEALTH, SAFETY AND WELFARE ACCORDING TO THE MISSISSIPPI CODE ANNOTATED SECTION 21-19-11. CASE #2014-1290 - 547 QUEEN PARK CIRCLE - \$2,400.00 - WARD 2. (VANCE, YARBER)
12. ORDER AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT BETWEEN THE CITY OF JACKSON AND CEDRIC LAWRENCE/DBA/TYM3 MANAGEMENT, LLC, 113 ADDISON WAY, CANTON, MS 39046, FOR THE DEMOLITION AND REMOVAL OF STRUCTURE(S), FOUNDATION, STEPS, DRIVEWAY, THE CUTTING OF GRASS AND WEEDS AND REMOVAL OF TRASH AND DEBRIS AND REMEDYING OF CONDITIONS ON PRIVATE PROPERTY WHICH CONSTITUTE A MENACE TO PUBLIC HEALTH, SAFETY AND WELFARE ACCORDING TO THE MISSISSIPPI CODE ANNOTATED SECTION 21-19-11. CASE #2015-2969 - 1903 BELVEDERE DRIVE - \$2,100.00 - WARD 5. (VANCE, YARBER)
13. ORDER AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT BETWEEN THE CITY OF JACKSON AND CEDRIC LAWRENCE/DBA/TYM3 MANAGEMENT, LLC - 113 ADDISON WAY, CANTON, MS 39046, FOR THE DEMOLITION AND REMOVAL OF STRUCTURE(S), FOUNDATION, STEPS, DRIVEWAY, THE CUTTING OF GRASS AND WEEDS AND REMOVAL OF TRASH AND DEBRIS AND REMEDYING OF CONDITIONS ON PRIVATE PROPERTY WHICH CONSTITUTE A MENACE TO PUBLIC HEALTH, SAFETY AND WELFARE ACCORDING TO THE MISSISSIPPI CODE ANNOTATED SECTION 21-19-11. CASE #2014-3073 - 4528 HANGING MOSS ROAD - \$2,275.00 - WARD 3. (VANCE, YARBER)
14. ORDER AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT BETWEEN THE CITY OF JACKSON AND DEJONNETTE KING/DBA/AEC, INC - 775 N PRESIDENT STREET, JACKSON MS 39202, FOR THE DEMOLITION AND REMOVAL OF STRUCTURE(S), FOUNDATION, STEPS, DRIVEWAY, THE CUTTING OF GRASS AND WEEDS AND REMOVAL OF TRASH AND DEBRIS AND REMEDYING OF CONDITIONS ON PRIVATE PROPERTY WHICH CONSTITUTE A MENACE TO PUBLIC HEALTH, SAFETY AND WELFARE ACCORDING TO THE MISSISSIPPI CODE ANNOTATED SECTION 21-19-11. CASE #2014-1604 - 561 HICKORY RIDGE DRIVE - \$6,250.00 - WARD 3. (VANCE, YARBER)
15. ORDER AUTHORIZING THE ACCEPTANCE OF MONETARY DONATIONS TO THE CITY OF JACKSON FIRE DEPARTMENT. (ALL WARDS) (SIMPSON, YARBER)
16. ORDER AUTHORIZING THE ACCEPTANCE OF MONETARY DONATIONS TO THE CITY OF JACKSON FIRE DEPARTMENT. (ALL WARDS) (SIMPSON, YARBER)

## INTRODUCTION OF ORDINANCES

17. **ORDINANCE OF THE CITY COUNCIL OF JACKSON, MISSISSIPPI ESTABLISHING A FIVE DOLLAR PER ROOM RENTAL FEE FOR HOURLY MOTEL RENTALS. (STOKES)**
18. **ORDINANCE AMENDING ARTICLE IX, SECTION 26-446 AND SECTION 26-447 OF THE JACKSON CODE OF ORDINANCES TO INCLUDE TREES. (STAMPS)**
19. **ORDINANCE AMENDING SECTION 110-593 THROUGH 110-600 OF THE CODE OF ORDINANCES OF THE CITY OF JACKSON. (ALL WARDS) (SMASH, YARBER)**

#### **ADOPTION OF ORDINANCE**

20. **ORDINANCE OF THE CITY COUNCIL OF JACKSON, MISSISSIPPI CREATING A MUNICIPAL RESERVE FUND. (STAMPS)**
21. **ORDINANCE OF THE CITY COUNCIL OF JACKSON, MISSISSIPPI CREATING A MUNICIPAL GENERAL FUND UNRESTRICTED FUND BALANCE. (STAMPS)**
22. **ORDINANCE OF THE CITY COUNCIL OF JACKSON, MISSISSIPPI ESTABLISHING A SEPARATE FUND FOR THE MONIES RECEIVED FROM THE GRAND NUCLEAR STATION. (STAMPS)**
23. **ORDINANCE AMENDING DECENNIAL REDISTRICTING ORDINANCE APPROVED BY THE JACKSON CITY COUNCIL ON SEPTEMBER 4, 2012, BY CHANGING THE POLLING PLACE FOR PRECINCT #81 LOCATED WITHIN HINDS COUNTY, MISSISSIPPI DISTRICT #1. (WARD 2) (MOORE, HENDRIX)**
24. **ORDINANCE AMENDING DECENNIAL REDISTRICTING ORDINANCE APPROVED BY THE JACKSON CITY COUNCIL ON SEPTEMBER 4, 2012, BY CHANGING THE POLLING PLACE FOR PRECINCT #82 LOCATED WITHIN HINDS COUNTY, MISSISSIPPI DISTRICT #1. (WARD 2) (MOORE, HENDRIX)**

#### **REGULAR AGENDA**

25. **CLAIMS (DAY, YARBER)**
26. **PAYROLL (DAY, YARBER)**
27. **ORDER AUTHORIZING THE MAYOR TO EXECUTE AN AGREEMENT WITH CAYENTA, WHICH IS A DIVISION OF HARRIS COMPUTER CORPORATION, FOR THE PURCHASE OF A MAINTENANCE AGREEMENT FOR THE CITY OF JACKSON'S CAYENTA "JIMS" FINANCIAL SOFTWARE SYSTEM. (DAY, YARBER)**
28. **ORDER AUTHORIZING THE MAYOR TO EXECUTE AN AMENDMENT TO THE AGREEMENT WITH NEW CINGULAR WIRELESS PCS, LLC, A DELAWARE LIMITED LIABILITY COMPANY, FOR THE INSTALLATION OF LTE TECHNOLOGY TO A CERTAIN ANTENNA SITE. (DAY, YARBER)**
29. **ORDER AUTHORIZING THE MAYOR TO EXECUTE AGREEMENTS WITH B2GNOW/ASKREPLY, INC., FOR THE MAINTENANCE FOR THE B2GNOW SYSTEM. (DAY, YARBER)**

30. ORDER AUTHORIZING THE TRANSFER OF FUNDS FROM OTHER PROFESSIONAL SERVICES TO MISC. NON AUTO EQUIPMENT FOR THE PURCHASE OF ICE MACHINES. (SIMPSON, YARBER)
31. ORDER AUTHORIZING THE MAYOR TO EXECUTE A FORTY EIGHT (48) MONTH RENTAL AGREEMENT WITH ADVANTAGE BUSINESS SYSTEMS FOR A BIZHUB 454e DIGITAL COPIER/PRINTER TO BE USED BY THE JACKSON FIRE DEPARTMENT, FIRE TRAINING ACADEMY. (SIMPSON, YARBER)
32. ORDER AUTHORIZING THE MAYOR TO ENTER INTO A MEMORANDUM OF UNDERSTANDING BETWEEN THE JACKSON PUBLIC SCHOOL DISTRICT AND THE CITY OF JACKSON FOR THE JACKSON POLICE DEPARTMENT TO PROVIDE SECURITY AT DESIGNATED JACKSON PUBLIC SCHOOL DISTRICT ATHLETIC AND SOCIAL EVENTS. (VANCE, YARBER)
33. ORDER REQUESTING THE CITY COUNCIL REVIEW AND VOTE TO APPROVE THE SIGN VARIANCE REQUEST FOR ST. DOMINIC'S HOSPITAL TO NOT MEET THE REQUIRED SETBACK FOR GROUND SIGNS AND ERECT A 22 SQ FT GROUND/MONUMENT SIGN AT 6 FT IN HEIGHT WITHIN A UTILITY EASEMENT INSIDE A C-3 ZONE THAT PROHIBITS SIGNS TO BE ERECTED OR PLACED ON, PROJECTED OVER, OR OVER HANG ANY PUBLIC RIGHT-OF-WAY, WALKWAY, STREET, ALLEY OR EASEMENT OTHER THAN SIGNS PLACED THERE BY THE GOVERNMENTAL AGENCY OWNING THE RIGHT-OF-WAY, WALKWAY, STREET, ALLEY OR EASEMENT. (WARD 7) (JEFFERSON, YARBER)
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41. **AMENDED ORDER AUTHORIZING THE MAYOR TO EXECUTE CONTRACTS BETWEEN THE CITY OF JACKSON AND VARIOUS CONTRACTORS FOR THE USE OF 2015 COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) FUNDS TO IMPLEMENT LIMITED HOUSING REPAIR ACTIVITIES. (JEFFERSON, YARBER)**
42. **ORDER AUTHORIZING THE EXECUTION AND DELIVERY OF A REIMBURSEMENT AGREEMENT WITH UNIVERSITY PARKWAY, LLC AND ITS AFFILIATES IN CONNECTION WITH THE TAX INCREMENT FINANCING PLAN OF 2016, EAST VILLAGE ESTATES PROJECT, JACKSON, MISSISSIPPI. (JEFFERSON, YARBER)**
43. **ORDER AUTHORIZING THE EXECUTION AND DELIVERY OF A REIMBURSEMENT AGREEMENT WITH TIMBER FALLS DEVELOPMENT COMPANY, LLC AND ITS AFFILIATES IN CONNECTION WITH THE TAX INCREMENT FINANCING PLAN OF 2016, TIMBER FALLS PROJECT, JACKSON, MISSISSIPPI. (JEFFERSON, YARBER)**
44. **ORDER AUTHORIZING THE EXECUTION AND DELIVERY OF A REIMBURSEMENT AGREEMENT WITH UNIVERSITY PLACE, LLC AND ITS AFFILIATES IN CONNECTION WITH THE TAX INCREMENT FINANCING PLAN OF 2016, HELM PLACE PROJECT, JACKSON, MISSISSIPPI. (JEFFERSON, YARBER)**

45. ORDER AUTHORIZING THE MAYOR TO EXECUTE AMENDMENT #1 TO THE 2014 CONTRACT BETWEEN THE CITY OF JACKSON AND MISSISSIPPI HOUSING PARTNERSHIP, INC. FOR THE COMPLETION OF THE HOME INVESTMENT PARTNERSHIP PROGRAM (HOME) FUNDED COMMUNITY HOUSING DEVELOPMENT ORGANIZATION (CHDO) RENTAL REHABILITATION PROJECT. (WARD 7) (JEFFERSON, YARBER)
46. ORDER AUTHORIZING AND RATIFYING THE MAYOR'S EXECUTION OF A CONTRACT BETWEEN THE CITY OF JACKSON AND THE UNIVERSITY OF SOUTHERN MISSISSIPPI INSTITUTE FOR DISABILITY STUDIES FOR THE HOME INVESTMENT PARTNERSHIP GRANT (HOME) FUNDED DOWN PAYMENT ASSISTANCE PROGRAM. (ALL WARDS) (JEFFERSON, YARBER)
47. ORDER AUTHORIZING AN AGREEMENT WITH HUDSON AND ASSOCIATES, LLC FOR A PARKING METER SERVICES PROGRAM FOR A TERM OF 10 YEARS WITH OPTIONS TO TERMINATE THE CONTRACT AT THE CITY'S SOLE OPTION AFTER CONTRACT YEAR 4 AND CONTRACT YEAR 7. (ALL WARDS) (SMASH, YARBER)
48. ORDER AUTHORIZING AN AGREEMENT WITH DON McCRACKIN TO PROVIDE PROJECT MANAGEMENT OF THE SUPPLEMENTAL ENVIRONMENTAL PROJECT REQUIRED UNDER THE CLEAN WATER ACT CONSENT DECREE. (ALL WARDS) (SMASH, YARBER)
49. ORDER ACCEPTING THE TERM BID OF TRI-MISS SERVICES, INC. FOR TWENTY-FOUR MONTH SALE OF RECYCLED REFRIGERATORS, OTHER WHITE GOODS, AIR CONDITIONERS, GAS TANKS, AND VARIOUS SCRAP METALS, (BID 96270-091316). (ALL WARDS) (SMASH, YARBER)
50. ORDER AUTHORIZING THE MAYOR TO EXECUTE AN ADDENDUM EXTENDING THE PROFESSIONAL SERVICES CONTRACT BETWEEN THE CITY OF JACKSON AND NEEL-SCHAFFER, INC. FOR THE MUSEUM TO MARKET TRAIL TRANSPORTATION ENHANCEMENT PROJECT (PHASE 1), FEDERAL AID PROJECT NO. STP-025-00(039) LPS/106367-701000, CITY PROJECT NO. 13B4005.701. (WARD 7) (SMASH, YARBER)
51. ORDER AUTHORIZING THE MAYOR TO EXECUTE AN INTERLOCAL AGREEMENT WITH THE CITY OF RIDGELAND FOR THE WEST COUNTY LINE ROAD TIGER PROJECT. (SMASH, YARBER)
52. ORDER AUTHORIZING THE MAYOR TO EXECUTE AN AGREEMENT WITH THE CANADIAN NATIONAL RAILROAD FOR THE CONSTRUCTION OF THE WEST COUNTY LINE ROAD TIGER PROJECT. (SMASH, YARBER)
53. ORDER AUTHORIZING PUBLICATION OF NOTICE OF COMPLETION OF FORTIFICATION STREET, FEDERAL AID PROJECT NO. STP-7285-00(002) LPA/105325-801000, CITY PROJECT NO 31501. (SMASH, YARBER)
54. RESOLUTION ACCEPTING RESPONSIBILITY FOR AN MPO SURFACE TRANSPORTATION PROGRAM AWARD FROM THE HINDS COUNTY BOARD OF SUPERVISORS FOR RESURFACING MILL STREET FROM CAPITOL STREET TO FORTIFICATION STREET AND AUTHORIZING THE MAYOR TO EXECUTE RELATED AGREEMENTS AND DOCUMENTS WITH VARIOUS AGENCIES. (WARD 7) (SMASH, YARBER)
55. ORDER OF THE CITY COUNCIL OF JACKSON, MISSISSIPPI AUTHORIZING THE PLACEMENT OF THREE MILS OF FUNDS INTO

**THE MUNICIPAL RESERVE FUND OF THE 2016-2017 CITY BUDGET TO CORRESPOND WITH THE THREE MILS TAX INCREASE. (STOKES)**

56. **RESOLUTION OF THE CITY OF JACKSON, MISSISSIPPI, IN SUPPORT OF PROPOSED LEGISLATIVE INITIATIVES THAT APPROPRIATE FUNDING FOR PROGRAMS ADMINSTRATED BY THE U.S. ARMY CORP OF ENGINEERS THAT PROVIDE GRANTS FOR ENVIRONMENTAL INFRASTRUCTURE IMPROVEMENTS IN THE STATE OF MISSISSIPPI. (GREEN, YARBER)**
57. **RESOLUTION OF THE CITY OF JACKSON, MISSISSIPPI, IN SUPPORT OF PROPOSED LEGISLATIVE INITIATIVE FOR THE AUTHORIZATION OF FUNDING TO BE USED TO ESTABLISH A MUNICIPAL CRIME PREVENTION FUND TO PROVIDE FINANCIAL RESOURCE ASSISTANCE TO CITIES AND COUNTIES IMPLEMENTING CRIME PREVENTION PROGRAMS WITHIN THEIR COMMUNITIES. (GREEN, YARBER)**
58. **RESOLUTION OF THE CITY OF JACKSON, MISSISSIPPI, IN SUPPORT OF PROPOSED LEGISLATIVE INITIATIVE THAT APPROPRIATES FUNDING FOR THE U.S. DEPARTMENT OF TRANSPORTATION'S TIGER GRANT PROGRAM, AND THE LIKE, THAT PROVIDE GRANT OPPORTUNITIES FOR INFRASTRUCTURE IMPROVEMENTS PROJECTS IN THE STATE OF MISSISSIPPI. (GREEN, YARBER)**
59. **RESOLUTION OF THE CITY OF JACKSON, MISSISSIPPI, IN SUPPORT OF PROPOSED LEGISLATIVE INITIATIVES THAT WOULD ESTABLISH AN ANNUAL APPROPRIATION FOR IMPROVEMENTS TO THE MISSISSIPPI STATE CAPITAL'S DEGRADING ROADS, BRIDGES, WATER AND SEWER INFRASTRUCTURE SYSTEMS. (GREEN, YARBER)**
60. **RESOLUTION OF THE CITY OF JACKSON, MISSISSIPPI, IN SUPPORT OF PROPOSED LEGISLATIVE INITIATIVE FOR THE AUTHORIZATION OF FUNDING TO BE USED TO ESTABLISH A LOCAL AND MUNICIPAL FIRE AND EMERGENCY MANAGEMENT SAFETY FUND TO PROVIDE FINANCIAL RESOURCE ASSISTANCE TO CITIES AND COUNTIES IMPLEMENTING EMERGENCY RESPONSE AND FIRE SAFETY PROGRAMS WITHIN THEIR COMMUNITIES. (GREEN, YARBER)**
61. **RESOLUTION OF THE CITY OF JACKSON, MISSISSIPPI, IN SUPPORT OF PROPOSED LEGISLATION INITIATIVE THAT WOULD PROVIDE FUNDING OPPORTUNITIES TO SUPPORT COMMUNITY REVITALIZATION, PROTECT AND IMPROVE PROPERTY VALUES AND ATTRACT NEW HOMEOWNERS TO RESURGENT NEIGHBORHOODS - TO INCLUDE GREATER ENFORCEMENT AUTHORITY IN DEALING WITH ABSENTEE LANDLORDS WHOSE NEGLIGENCE HAS LED TO HABITUAL INSTANCES OF BLIGHT. (GREEN, YARBER)**
62. **RESOLUTION OF THE CITY COUNCIL OF JACKSON, MISSISSIPPI, IN SUPPORT OF PROPOSED LEGISLATIVE INITIATIVES FOR PAYMENTS IN LIEU OF TAXES. (STAMPS)**
63. **RESOLUTION OF THE CITY COUNCIL OF JACKSON, MISSISSIPPI, IN SUPPORT OF PROPOSED LEGISLATIVE INITIATIVES TO MAINTAIN AND ENFORCE THE MAEP FORMULA FOR ALL MISSISSIPPI SCHOOL DISTRICTS. (STAMPS)**
64. **RESOLUTION OF THE CITY COUNCIL OF JACKSON, MISSISSIPPI, IN SUPPORT OF PROPOSED LEGISLATIVE INITIATIVES FOR THE**

**INVESTMENT IN THE ECONOMIC GROWTH OF DOWNTOWN JACKSON. (STAMPS)**

65. **RESOLUTION OF THE CITY COUNCIL OF JACKSON, MISSISSIPPI, IN SUPPORT OF PROPOSED LEGISLATIVE INITIATIVES FOR THE INVESTMENT IN THE GRAND GULF NUCLEAR STATION EVACUATION ROUTE. (STAMPS)**
66. **RESOLUTION OF THE CITY COUNCIL OF JACKSON, MISSISSIPPI, IN SUPPORT OF PROPOSED LEGISLATIVE INITIATIVES FOR THE CONSTRUCTION OF A DOMED STADIUM ON JACKSON STATE UNIVERSITY'S CAMPUS. (STAMPS)**
67. **RESOLUTION OF THE CITY COUNCIL OF JACKSON, MISSISSIPPI, IN SUPPORT OF PROPOSED LEGISLATIVE INITIATIVES RESCINDING SENATE BILL 2162. (STAMPS)**
68. **RESOLUTION OF THE CITY COUNCIL OF JACKSON, MISSISSIPPI, IN SUPPORT OF PROPOSED LEGISLATIVE INITIATIVES TO REDESIGN THE STATE FLAG. (STAMPS)**
69. **ORDER AUTHORIZING THE MAYOR TO RETAIN ATTORNEY TERRIS C. HARRIS FOR LEGAL SERVICES FOR THE CITY OF JACKSON, MISSISSIPPI AGAINST SIEMENS INDUSTRY, INC. AND POSSIBLY OTHERS. (STAMPS)**
70. **RESOLUTION OF THE CITY COUNCIL OF JACKSON, MISSISSIPPI IN SUPPORT OF WEI/AJA, LLC AS PROGRAM MANAGEMENT FOR CLEAN WATER ACT COMPLIANCE, CONSENT DECREE IMPLEMENTATION AND TECHNICAL SUPPORT AS PART OF THE WASTEWATER INFRASTRUCTURE REDEVELOPMENT PROGRAM. (FOOTE)**

**DISCUSSION**

71. **DISCUSSION: RESIDENCY ORDINANCE (BARRETT-SIMON)**
72. **DISCUSSION: MOTORCYCLE RACING (PRIESTER)**
73. **DISCUSSION: JOAN RICKS (STOKES)**
74. **DISCUSSION: STATE OWNED PROPERTIES (STOKES)**
75. **DISCUSSION: OUTSOURCING (YARBER)**
76. **DISCUSSION: CONSTITUENTS CONCERNS (STAMPS)**
77. **DISCUSSION: PERSONNEL MATTERS (HENDRIX)**

**PRESENTATION**

**PROCLAMATION**

78. **PROCLAMATION PROCLAIMING FEBRUARY 10, 2017 AS ARBOR DAY (YARBER)**

**RESOLUTIONS**

79. **RESOLUTION OF THE CITY COUNCIL OF JACKSON, MISSISSIPPI HONORING AND COMMENDING DR. MARY M. WHITE AS AN OUTSTANDING CITIZEN AND LONGTIME EDUCATOR. (STOKES)**

**REPORT FROM MEMBERS, MAYOR, DEPARTMENT DIRECTORS**

**ANNOUNCEMENTS**

**ADJOURNMENT**

**AGENDA ITEMS IN COMMITTEE**

## **ALL ITEMS IN COMMITTEE**

### **FINANCE**

1. Order of the City Council of Jackson, Mississippi authorizing an across the board pay raises for City employees for FY 2014-2015. (Cooper-Stokes) (07/01/14)
2. Ordinance establishing responsible banking and community reinvestment practices within the City of Jackson. (Stamps) (08/12/14)
3. Order of the City Council of Jackson, Mississippi authorizing the retention of professional services to assist with the budget preparation for FY2016. (Stokes) (08/25/15)
4. Order revising unrestricted general fund reserve policy. (Stokes) (06/14/16)
5. Order of the City Council of Jackson, Mississippi authorizing the placement of two million dollars from the fund balance of the City budget to be transferred to the City of Jackson Police Department's budget. (Stokes) (11/1/16)

### **ECONOMIC/DEVELOPMENT**

1. Discussion: Joint Economic strategies for the Metrocenter by the City of Jackson and Hinds County (Tillman) (11/10/14)
2. Discussion: Costco (Yarber) (06/02/15)
3. Discussion: The Landmark Building (Yarber) (06/02/15)
4. Discussion: Farish Street (Yarber) (06/02/15)
5. Ordinance of the City Council of Jackson, Mississippi establishing the Business Development Fund within the city of Jackson. (Hendrix) (10/08/15)

### **EDUCATION**

1. Resolution of the City Council of Jackson, Mississippi in opposition to locating charter schools in public schools that are currently in operation. (Cooper-Stokes) (04/08/14)

### **LEGISLATIVE**

1. Agenda Item #31 on 03/25/14 Regular Council Agenda regarding 2% sales tax applying to Jackson Convention center debt. (03/24/14) Work Session discussion

## ALL ITEMS IN COMMITTEE

2. Discussion: Motorcycle safety and awareness (Cooper-Stokes) 09/09/14

### PLANNING

1. Ordinance amending and re-enacting a City of Jackson Curfew Ordinance, Chapter 86, Article II, of the Code of Ordinances City of Jackson, Mississippi to establish a curfew applicable to juveniles to within the City of Jackson. (Stokes) (7/26/11)
2. Ordinance of the City Council of Jackson, Mississippi renaming Amite Street (from Gallatin Street to Robinson Street) to Dr. John M. Perkins Drive. (Stokes) (8/24/10)
3. Ordinance of the City Council of Jackson, Mississippi renaming of Cleary Street ( from Dalton Street to the Dead End) to Rev. Dr. Emmett C. Burns, Jr. Drive. (Stokes) (9/6/11) \
4. Ordinance of the City Council of Jackson, Mississippi establishing the honorary renaming of Medgar Evers Blvd. (from Ridgeway Street to Martin Luther King, Jr. Drive) to Reverend Curtis W. Houston Drive. (Cooper-Stokes) (7/10/12)
5. Ordinance of the City Council of Jackson, Mississippi requiring sprinkler systems in buildings housing flammable materials. (Cooper-Stokes) (9/4/12)
6. Ordinance of the City Council of Jackson, Mississippi establishing the renaming of Flag Chapel Rd. (from Northside Drive to Cynthia Road) to Nathaniel Booker Road. (Bluntson) (05/28/13)
7. Ordinance of the City of Jackson, Mississippi establishing the renaming of West Silas Brown Street (from Gallatin Street to University Blvd) to Dr. Raymond O Baird Drive. (Originated by private citizens to the Office of Planning) (Hopkins) (7/24/13)
8. Resolution of the City Council of Jackson, Mississippi encouraging the enhanced use of cell phone towers in the City. (Cooper-Stokes) (01/14/14)
9. Ordinance amending the 2008 amendment to the Capital City Smoke-Free Air Ordinance of 2003, codified as Chapter 86, Article VI, of the Code of Ordinances, City of Jackson, Mississippi. (Whitwell) (01/14/14)
10. A Resolution authorizing the Mayor or his designee to enter into a marketing agreement with Utility Service Partners Private Label, Inc. DBA Service Line Warranties of America, to license the use of the City of Jackson trademark in conjunction with marketing communications to the City of Jackson residents about warranty plans for the repair of water and sewer lines on residential property, to receive trademark licensing fees, and for other purposes. (Stamps) (02/27/14)
11. Ordinance of the City Council of Jackson, Mississippi to rename two streets: Gun Street for Albert Barber, Jr. and Hume Street for Jason Murphy, two teenage African American males who were double homicide victims in the City of Jackson in July 2013. (Cooper-Stokes) (3/11/14)
12. Discussion Item: City Land Bank Operations (Stamps) (3/25/14)
13. Ordinance of the City Council of Jackson, Mississippi renaming Battlefield Park in honor of the late Jackson Mayor Chokwe Lumumba. (Cooper-Stokes) (08/14/14) & (11/18/14)

## ALL ITEMS IN COMMITTEE

14. Ordinance of the City Council of Jackson, Mississippi regulating the operation of drones in the city limits and requiring the registration of drones. (Cooper-Stokes) (09/09/14)
15. Ordinance of the City Council of Jackson, Mississippi requiring no-touch temperature checks of passengers arriving at City-owned airports. (Cooper-Stokes) (10/30/14)
16. Ordinance of the City Council of Jackson, Mississippi requiring the closure of nuisance nightclubs. (Cooper-Stokes) (11/4/14)
17. Ordinance of the City Council of Jackson, Mississippi requiring security personnel at convenience stores during hours of operation. (Cooper-Stokes) (11/4/14)
18. Discussion: Parking meters and parking in downtown Jackson (Priester) (02/24/15)
19. Ordinance of the City Council of Jackson, Mississippi renaming Gymnasium Drive (from Bullard Street to Dead end) to James Rice, Jr. Drive. (Stokes) (10/06/15)
20. Ordinance of the City Council of Jackson, Mississippi regulating public accommodations for restroom facilities. (Stokes) (11/03/15)
21. Ordinance of the City Council of Jackson, Mississippi renaming Flag Chapel Road (from Clinton Boulevard to Northside Drive) to President Barack Obama Drive. (Stamps) (01/12/16)
22. Ordinance of the City Council Of Jackson, Mississippi establishing the renaming of Valley Street from Highway 80 to Raymond to Rev. Dr. R. L. T. Smith Drive. (Stokes) (02/09/16)
23. Ordinance of the City Council of Jackson Mississippi regulating the annual water sampling of Municipal water for the detection of contaminants of lead or copper. (Hendrix, Stamps) (02/09/16)
24. Ordinance of the City of Jackson, Mississippi amending Chapter 126 of the Jackson Municipal Code of Ordinances to modernize the regulation of vehicles for hire of the City of Jackson, Mississippi. (Priester) (03/10/16)
25. Ordinance of the City Council of Jackson, Mississippi naming the downtown Jatran Bus Transfer Station in honor of Mrs. Rosa Parks. (Stokes) (04/19/16)
26. Ordinance of the City Council of Jackson, Mississippi renaming Morris Street (from Jefferson Street to Commerce Street to Corrice Collins Drive). (Stokes) (04/19/16)
27. Ordinance of the City Council of Jackson, Mississippi renaming Tombigbee Street (from Congress Street to West Street) to Travis E. Knight Drive. (Stokes) (07/12/16)
28. Ordinance of the City Council of Jackson, Mississippi renaming a portion of Ridgeway Street (from Bailey Avenue to the Dead End) to Doug L. Anderson Street. (Stokes) (08/23/16)
29. Order requesting the City Council review and vote to approve the sign variance request for Jackson Public Schools to erect a 726 sq. ft. Led Billboard within a SUD zone which does not allow billboards. (Jefferson, Yarber) (09/06/16)

## ALL ITEMS IN COMMITTEE

30. Order requesting the City Council review and vote to deny the sign variance request for Jackson Public Schools to erect a 726 sq. ft. Led Billboard within a SUD zone which does not allow billboards. (Jefferson, Yarber) (09/06/16)
31. Order requesting the City Council review and vote to approve the sign variance request for Jackson Public Schools to erect a three sided/faced LED Billboard within a SUD zone which does not allow three sided/faced billboards. (Jefferson, Yarber) (09/06/16)
32. Order requesting the City Council review and vote to deny the sign variance request for Jackson Public Schools to erect a three sided/faced LED Billboard within a SUD zone which does not allow three sided/faced billboards. (Jefferson, Yarber) (09/06/16)
33. Ordinance of the City Council of Jackson, Mississippi renaming Grove Park Golf Course to Pete Brown Golf Course. (Stamps) (10/04/16)
34. Order of the City Council of Jackson, Mississippi authorizing payment to Lori Swanier for claim number 9555 in an amount not to exceed four hundred sixty-one dollars. (Stokes) (10/04/16)
35. Order authorizing the Mayor to retain Attorney Terris C. Harris for legal services for the City of Jackson, Mississippi against Siemens Industry, Inc. and possibly others. (Stokes) (10/04/16)
36. Ordinance of the City Council of Jackson, Mississippi naming the bridge near 1118 Reverend Dr. Martin Luther King, Jr. Drive to Reverend P. J. Williams Bridge. (Stokes) (10/18/16)
37. Ordinance amending decennial redistricting ordinance approved by the Jackson City council on September 4, 2012, by changing the polling place for precinct #12 located within Hinds County, Mississippi District #2. (Moore, Hendrix) (10/18/16)
38. Ordinance amending decennial redistricting ordinance approved by the Jackson City council on September 4, 2012, by changing the polling place for precinct #50 located within Hinds County, Mississippi District #1. (Moore, Hendrix) (10/18/16)
39. Ordinance amending decennial redistricting ordinance approved by the Jackson City council on September 4, 2012, by changing the polling place for precinct #52 located within Hinds County, Mississippi District #5. (Moore, Hendrix) (10/18/16)
40. Ordinance amending decennial redistricting ordinance approved by the Jackson City council on September 4, 2012, by changing the polling place for precinct #67 located within Hinds County, Mississippi District #3. (Moore, Hendrix) (10/18/16)
41. Ordinance amending decennial redistricting ordinance approved by the Jackson City council on September 4, 2012, by changing the polling place for precinct #75 located within Hinds County, Mississippi District #3. (Moore, Hendrix) (10/18/16)
42. Ordinance amending decennial redistricting ordinance approved by the Jackson City council on September 4, 2012, by changing the polling place for precinct #87 located within Hinds County, Mississippi District #3. (Moore, Hendrix) (10/18/16)
43. Ordinance amending decennial redistricting ordinance approved by the Jackson City council on September 4, 2012, by changing the polling place for precinct #94A located within Hinds County, Mississippi District #4. (Moore, Hendrix) (10/18/16)

## **ALL ITEMS IN COMMITTEE**

44. Ordinance amending decennial redistricting ordinance approved by the Jackson City council on September 4, 2012, by changing the polling place for precinct #94B located within Hinds County, Mississippi District #4. (Moore, Hendrix) (10/18/16)
45. Ordinance amending decennial redistricting ordinance approved by the Jackson City council on September 4, 2012, by changing the polling place for precinct #95 located within Hinds County, Mississippi District #4. (Moore, Hendrix) (10/18/16)
46. Ordinance amending decennial redistricting ordinance approved by the Jackson City council on September 4, 2012, by changing the polling place for precinct #97 located within Hinds County, Mississippi District #5. (Moore, Hendrix) (10/18/16)
47. Ordinance of the City Council of Jackson, Mississippi naming the bridge near 1118 Reverend Dr. Martin Luther King, Jr., Drive to Reverend P.J. Williams Bridge. (Stokes) (10/18/16)
48. Ordinance of the City Council of Jackson, Mississippi requiring security personnel at convenience stores during hours of operations from 12:00 a.m. to 6:00 a.m. (Stokes) (10/18/16)
49. Ordinance of the City Council of Jackson, Mississippi establishing the renaming of Vardaman Street (from Bailey Avenue to Bailey Avenue Extension) to Al Joyner Way. (Stokes) (11/1/16)
50. Order rescinding the ordinance of the City Council of Jackson, Mississippi renaming Langley Avenue (from Silas Brown Street to Winter Street) to Dr. Raymond O. Biard Drive. (Stamps) (11/1/16)

## **RULES**

1. Ordinance of the City Council of Jackson, Mississippi prohibiting high speed chases from outside jurisdictions into the city limits of Jackson, Mississippi. (Stokes) (04/21/15)
2. Ordinance of the City Council of Jackson, Mississippi prohibiting the sale/purchase of synthetic marijuana, aka... kush, spice, k2, etc. (Stokes) (04/21/15)
3. Ordinance of the City of Jackson, Mississippi on the procedures for erection of public access gates for neighborhoods. (Jefferson, Yarber) (10/18/16)
4. Order repealing the ordinance of the City of Jackson, Mississippi amending procedures for the erection of public access gates to neighborhoods, codified as chapter 110-28, Article I of the Code of Ordinances, City of Jackson, Mississippi in its entirety. (Jefferson, Yarber) (10/18/16)

## **GOVERNMENT OPERATIONS**

1. Discussion: Minority participation (Stokes) (06/02/15)
2. Discussion: 21<sup>st</sup> Century policing (Stamps) (06/02/15)

## ALL ITEMS IN COMMITTEE

3. Discussion: EBO (Yarber) (06/02/15)
4. Ordinance of the City Council of Jackson, Mississippi amending Chapter 2 Administration, Article Iv, Departments, Section 2-336, of the Code Of Ordinances of the City of Jackson, Mississippi to delete Constituent Services and Information as a department and to remove Youth Court as a principal function of police. (Stamps) (09/06/16)
5. Ordinance amending Section 2-325 of the Jackson Code of Ordinances to include qualifications for the position of Chief Administrative Officer. (Stamps) (11/1/16)

Updated: 08/25/2015; 08/26/2015; 09/09/15; 09/23/15; 10/08/15; 10/27/15; 11/04/15; 11/17/15; 12/01/15; 12/16/15; 01/13/16; 02/02/2016; 02/17/16; 03/11/16; 04/11/16; 04/19/16; 05/04/16; 05/10/16;05/18/16; 05/31/16; 06/06/16; 06/14/16; 07/13/16; 08/11/16; 08/24/16; 09/08/16; 09/28/16; 10/07/16; 11/1/16; 11/2/16; 11/9/16

**ORDER REQUESTING THE CITY COUNCIL REVIEW AND VOTE TO APPROVE THE SIGN VARIANCE REQUEST FOR ST. DOMINIC'S HOSPITAL TO NOT MEET THE REQUIRED SETBACK FOR GROUND SIGNS AND ERECT A 22 SQ FT GROUND/MONUMENT SIGN AT 6 FT IN HEIGHT WITHIN A UTILITY EASEMENT INSIDE A C-3 ZONE THAT PROHIBITS SIGNS TO BE ERECTED OR PLACED ON, PROJECTED OVER, OR OVER HANG ANY PUBLIC RIGHT-OF-WAY, WALKWAY, STREET, ALLEY OR EASEMENT OTHER THAN SIGNS PLACED THERE BY THE GOVERNMENTAL AGENCY OWNING THE RIGHT-OF-WAY, WALKWAY, STREET, ALLEY OR EASEMENT (WARD 7)**

**WHEREAS**, the public health, safety or general welfare of the community may require that variances be granted in specific cases as set forth in City of Jackson Sign Ordinance, Sections 102-26, et seq., of the City of Jackson Code of Ordinances; and

**WHEREAS**, pursuant to Section 102-40, no action by the City Council may be taken concerning a variance from the sign regulations until after a public hearing in relation thereto, at which parties in interest and the general citizenry shall have an opportunity to be heard; and

**WHEREAS**, no variance from the Sign Ordinance shall be passed by the City Council unless and until an application seeking the variance is filed with the City's Signs and License Division, with such application containing, at a minimum, a legal description, location map, plot plan, the exact nature of the requested variance, the grounds upon which it is requested, and/or such other information as may be required by the Signs and License Division manager; and

**WHEREAS**, said variance application shall also demonstrate that:

1. Special conditions and circumstances exist which are peculiar to the land, structure, or building involved and which are not applicable to other lands, structures, or buildings in the same district;
2. The literal interpretation of the provisions of the Sign Ordinance would deprive the applicant of rights commonly enjoyed by other properties in the same district under the provisions of the Sign Ordinance;
3. The special conditions and circumstances do not result from actions of the applicant; and
4. Granting the variance requested will not confer upon the applicant any special privilege that is denied by the Sign Ordinance to other similar lands, structures, or buildings in the same district; and

**WHEREAS**, St. Dominic's Hospital, the applicant herein, has requested a variance from the Sign Ordinance regulations to not meet the required setback for ground signs and erect a 22 sq. ft. ground/monument sign at 6 ft. in height within a utility easement inside a C-3 zone that prohibits signs to be erected or placed on, projected over, or over hang any public right-of-way,

#2

walkway, street, alley or easement other than signs placed there by the governmental agency owning the right-of-way, walkway, street, alley or easement.

**IT IS THEREFORE, ORDERED** that St. Dominic's Hospital is hereby (*approved*) a variance from the Sign Ordinance regulations to not meet the required setback for ground signs and erect a 22 sq. ft. ground/monument sign at 6 ft. in height within a utility easement inside a C-3 zone that prohibits signs to be erected or placed on, projected over, or over hang any public right-of-way, walkway, street, alley or easement other than signs placed there by the governmental agency owning the right-of-way, walkway, street, alley or easement, it being determined that the parties in interest and the general citizenry first had their opportunity to be heard and that the applicant (**has**) met the necessary criteria for the requested variance.

**IT IS FURTHER ORDERED** that the City Council has considered the variance application and grants the variance requested therein based on a finding that special conditions and circumstances exist which are peculiar to the land, structure, or building involved and which are not applicable to other lands, structures, or buildings in the same district; the literal interpretation of the provision of the Sign Ordinance (*would*) deprive the applicant of rights commonly enjoyed by other properties in the same district under the provisions of the Sign Ordinance; the special conditions and circumstances do not result from actions of the applicant; and granting the variance requested (*will not*) confer upon the applicant any special privilege that is denied by the Sign Ordinance to other similar lands, structures, or buildings in the same district.

Item#

November 15, 2016

By: Taylor, Coleman, Yarber

CITY COUNCIL AGENDA ITEM 10 POINT DATA SHEET

10-13-2016

DATE

| POINTS  | COMMENTS   |        |         |        |     |     |     |          |     |          |      |         |        |     |     |    |     |     |          |     |         |        |     |     |    |     |     |          |     |         |        |     |     |    |     |     |          |      |         |        |     |     |    |     |     |          |
|---|--|--------|---------|--------|-----|-----|-----|----------|-----|----------|------|---------|--------|-----|-----|----|-----|-----|----------|-----|---------|--------|-----|-----|----|-----|-----|----------|-----|---------|--------|-----|-----|----|-----|-----|----------|------|---------|--------|-----|-----|----|-----|-----|----------|
| 1. Brief Description/Purpose  | Request for St. Dominic's Hospital to not meet required setback for ground signs and erect a 22 sq ft ground/monument sign at 6 ft in height within a utility easement inside a C-3 zone that prohibits signs to be erected or placed on, projected over, or over hang any public right-of-way,  |        |         |        |     |     |     |          |     |          |      |         |        |     |     |    |     |     |          |     |         |        |     |     |    |     |     |          |     |         |        |     |     |    |     |     |          |      |         |        |     |     |    |     |     |          |
| 2. Public Policy Initiative<br>1. Youth & Education<br>2. Crime Prevention<br>3. Changes in City Government<br>4. Neighborhood Enhancement<br>5. Economic Development<br>6. Infrastructure and Transportation<br>7. Quality of Life | walkway, street, alley or easement other than signs placed there by the governmental agency owning the R-O-W, walkway, street, alley or easement.<br><br>N/A   |        |         |        |     |     |     |          |     |          |      |         |        |     |     |    |     |     |          |     |         |        |     |     |    |     |     |          |     |         |        |     |     |    |     |     |          |      |         |        |     |     |    |     |     |          |
| 3. Who will be affected   | N/A  |        |         |        |     |     |     |          |     |          |      |         |        |     |     |    |     |     |          |     |         |        |     |     |    |     |     |          |     |         |        |     |     |    |     |     |          |      |         |        |     |     |    |     |     |          |
| 4. Benefits   | N/A  |        |         |        |     |     |     |          |     |          |      |         |        |     |     |    |     |     |          |     |         |        |     |     |    |     |     |          |     |         |        |     |     |    |     |     |          |      |         |        |     |     |    |     |     |          |
| 5. Schedule (beginning date)  | N/A  |        |         |        |     |     |     |          |     |          |      |         |        |     |     |    |     |     |          |     |         |        |     |     |    |     |     |          |     |         |        |     |     |    |     |     |          |      |         |        |     |     |    |     |     |          |
| 6. Location:<br>▪ WARD<br><br>▪ CITYWIDE (yes or no) (area)<br><br>▪ Project limits if applicable   | 890 Lakeland Drive<br>WARD 7   |        |         |        |     |     |     |          |     |          |      |         |        |     |     |    |     |     |          |     |         |        |     |     |    |     |     |          |     |         |        |     |     |    |     |     |          |      |         |        |     |     |    |     |     |          |
| 7. Action implemented by:<br>▪ City Department <input checked="" type="checkbox"/><br><br>▪ Consultant <input type="checkbox"/>   | Department of Planning & Development<br>Signs & License Division   |        |         |        |     |     |     |          |     |          |      |         |        |     |     |    |     |     |          |     |         |        |     |     |    |     |     |          |     |         |        |     |     |    |     |     |          |      |         |        |     |     |    |     |     |          |
| 8. COST   | N/A  |        |         |        |     |     |     |          |     |          |      |         |        |     |     |    |     |     |          |     |         |        |     |     |    |     |     |          |     |         |        |     |     |    |     |     |          |      |         |        |     |     |    |     |     |          |
| 9. Source of Funding<br>▪ General Fund <input type="checkbox"/><br>▪ Grant <input type="checkbox"/><br>▪ Bond <input type="checkbox"/><br>▪ Other <input type="checkbox"/>  | N/A  |        |         |        |     |     |     |          |     |          |      |         |        |     |     |    |     |     |          |     |         |        |     |     |    |     |     |          |     |         |        |     |     |    |     |     |          |      |         |        |     |     |    |     |     |          |
| 10. EBO participation   | <table border="0"> <tr> <td>ABE</td> <td>_____ %</td> <td>WAIVER</td> <td>yes</td> <td>___</td> <td>no</td> <td>___</td> <td>N/A</td> <td><u>X</u></td> </tr> <tr> <td>AABE</td> <td>_____ %</td> <td>WAIVER</td> <td>yes</td> <td>___</td> <td>no</td> <td>___</td> <td>N/A</td> <td><u>X</u></td> </tr> <tr> <td>WBE</td> <td>_____ %</td> <td>WAIVER</td> <td>yes</td> <td>___</td> <td>no</td> <td>___</td> <td>N/A</td> <td><u>X</u></td> </tr> <tr> <td>HBE</td> <td>_____ %</td> <td>WAIVER</td> <td>yes</td> <td>___</td> <td>no</td> <td>___</td> <td>N/A</td> <td><u>X</u></td> </tr> <tr> <td>NABE</td> <td>_____ %</td> <td>WAIVER</td> <td>yes</td> <td>___</td> <td>no</td> <td>___</td> <td>N/A</td> <td><u>X</u></td> </tr> </table> | ABE    | _____ % | WAIVER | yes | ___ | no  | ___      | N/A | <u>X</u> | AABE | _____ % | WAIVER | yes | ___ | no | ___ | N/A | <u>X</u> | WBE | _____ % | WAIVER | yes | ___ | no | ___ | N/A | <u>X</u> | HBE | _____ % | WAIVER | yes | ___ | no | ___ | N/A | <u>X</u> | NABE | _____ % | WAIVER | yes | ___ | no | ___ | N/A | <u>X</u> |
| ABE   | _____ %  | WAIVER | yes     | ___    | no  | ___ | N/A | <u>X</u> |     |          |      |         |        |     |     |    |     |     |          |     |         |        |     |     |    |     |     |          |     |         |        |     |     |    |     |     |          |      |         |        |     |     |    |     |     |          |
| AABE  | _____ %  | WAIVER | yes     | ___    | no  | ___ | N/A | <u>X</u> |     |          |      |         |        |     |     |    |     |     |          |     |         |        |     |     |    |     |     |          |     |         |        |     |     |    |     |     |          |      |         |        |     |     |    |     |     |          |
| WBE   | _____ %  | WAIVER | yes     | ___    | no  | ___ | N/A | <u>X</u> |     |          |      |         |        |     |     |    |     |     |          |     |         |        |     |     |    |     |     |          |     |         |        |     |     |    |     |     |          |      |         |        |     |     |    |     |     |          |
| HBE   | _____ %  | WAIVER | yes     | ___    | no  | ___ | N/A | <u>X</u> |     |          |      |         |        |     |     |    |     |     |          |     |         |        |     |     |    |     |     |          |     |         |        |     |     |    |     |     |          |      |         |        |     |     |    |     |     |          |
| NABE  | _____ %  | WAIVER | yes     | ___    | no  | ___ | N/A | <u>X</u> |     |          |      |         |        |     |     |    |     |     |          |     |         |        |     |     |    |     |     |          |     |         |        |     |     |    |     |     |          |      |         |        |     |     |    |     |     |          |



**MEMORANDUM**

**TO:** Mayor Tony Yarber

**FROM:** Eric Jefferson, Director *EJ*  
Department of Planning & Development

**DATE:** October 13, 2016

**RE:** Sign Variance

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St. Dominic's Hospital, located at 890 Lakeland Drive, is requesting a variance to not meet the required setback for ground signs and erect a 22 sq. ft. ground/monument sign at 6 ft. in height within a utility easement inside a C-3 zone that prohibits signs to be erected or placed on, projected over, or over hang any public right-of-way, walkway, street, alley or easement other than signs placed there by the governmental agency owning the right-of-way, walkway, street, alley or easement.

Office of the City Attorney

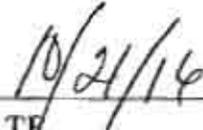
455 East Capitol Street  
Post Office Box 2779  
Jackson, Mississippi 39207-2779  
Telephone: (601) 960-1799  
Facsimile: (601) 960-1756

## OFFICE OF THE CITY ATTORNEY

OFFICE OF THE CITY ATTORNEY  
10/21/14

This ORDER REQUESTING THE CITY COUNCIL REVIEW AND VOTE TO APPROVE THE SIGN VARIANCE REQUEST FOR ST. DOMINIC'S HOSPITAL TO NOT MEET THE REQUIRED SETBACK FOR GROUND SIGNS AND ERECT A 22 SQ FT GROUND/ MONUMENT SIGN AT 6 FT IN HEIGHT WITHIN A UTILITY EASEMENT INSIDE A C-3 ZONE THAT PROHIBITS SIGNS TO BE ERECTED OR PLACED ON, PROJECTED OVER, OR OVER HANG ANY PUBLIC RIGHT-OF-WAY, WALKWAY, STREET, ALLEY OR EASEMENT OTHER THAN SIGNS PLACED THERE BY THE GOVERNMENTAL AGENCY OWNING THE RIGHT-OF-WAY, WALKWAY, STREET, ALLEY OR EASEMENT (WARD 7) is legally sufficient for placement in NOVUS Agenda.

  
\_\_\_\_\_  
Monica D. Joiner, City Attorney  
Dana Sims, Deputy City Attorney 

  
\_\_\_\_\_  
DATE

RECEIVED

OCT 07 2016

SIGNS/LICENSE DIVISION

FOR OFFICE USE ONLY

CASE NO.: \_\_\_\_\_

## CITY OF JACKSON, MS

### Application for Sign Variance

I. Subject Property Address: 890 Lakeland Drive

II. Purpose for requested Sign Variance: (Brief Description)

St. Dominic-Jackson Memorial Hospital requests a variance from the City of Jackson to allow a ground-mounted monument sign within the utility right-of-way in a C-3 zone.

III. Have you or any other individual been cited for or notified of any ordinance violations related to this property or business? None known

If yes, please give details and dates of violations:

IV. Are there any Restrictive Covenants? No If yes, please attach copies

V. What is the Zoning classification of property? C-3  
If yes, please attach copies of agency findings and decisions.

#### VI. APPLICANT'S INFORMATION:

Name: St. Dominic-Jackson Memorial Hospital

Mailing Address: 969 Lakeland Dr.

City: Jackson State: MS Zip: 39216

Contact Phone: 601-200-6986 Fax: \_\_\_\_\_

Email: anorth@stdom.com



RECEIVED

OCT 07 2016

SIGNS/LICENSE DIVISION

DECLARATION:

By signing this application, it is understood and agreed that permission is hereby given the duly authorized representative of the City of Jackson to make an investigation of the need for the sign variance request. It is further understood that the Sign & License Manager and staff may inspect the subject property, make photographs and obtain any verifications and data necessary for preparation of its report to the City Council.

The above information is true and complete to the best of my knowledge.

Trace Swartz

WITNESS THE SIGNATURE(S) of the owner(s) of the subject property located at

890 Lakeland Dr., Jackson, MS 39216 Jackson, Mississippi

On this the 5 day of October, 2016.

STATE OF MISSISSIPPI  
COUNTY OF HINDS

Personally came and appeared before me, the within named:

Trace Swartz

Who signed and delivered the above and foregoing instrument as and for their free act and deed on the day and year therein mentioned, and who acknowledge to me that they are the owner(s) of the subject property as described in this Sign Variance Application.

GIVEN UNDER MY HAND AND OFFICIAL SEAL OF OFFICE, this the 5

Day of October, 2016.

MY COMMISSION EXPIRES:

10-5-17

Fay B. Fife  
NOTARY PUBLIC



RECEIVED

OCT 07 2016

**Statement of Intent**

SIGNS/LICENSE DIVISION

St. Dominic-Jackson Memorial Hospital (St. Dominic's) requests a variance from the City of Jackson to allow one ground-mounted monument sign within the utility right-of-way in a C-3 zone. Approval of this variance would allow St. Dominic's to erect a new ground-mounted frontage sign measuring 80" tall x 40" wide (22.22 sq. ft.) at its family medicine and chronic care clinics located at 890 Lakeland Dr. Allowing this request would put the leading edge of the sign four feet from the inner edge of the sidewalk (see "C1" on the included map), which is out of the way of the underground utilities but sits near the edge of the upper utilities. Erecting the sign 10 feet behind the upper utilities would put the sign behind a fence and shrubs rendering it nearly invisible from the street.

The requested sign will primarily assist patients in locating the chronic care and family medicine clinics on the property. Due to the heavy volume of vehicular traffic on Lakeland Drive and west of the I-55 interchange, it may difficult for patients to identify the clinics without clear signage, particularly during peak traffic hours. Placement of the signs will allow drivers, coming from either direction, sufficient time to identify the location in a timely manner and be able to safely maneuver into the proper lane to turn off of Lakeland Drive. Similar to traffic signs, the requested sign will provide assistance in clearly identifying this public service to all patients and help to make this busy road safer.

RECEIVED

OCT 07 2016

Statement of Intent (cont.)

SIGNS/LICENSE DIVISION

The above information is true and complete to the best of my knowledge.

*Trace Swartz*

WITNESS THE SIGNATURE(S) of the owner(s) of the subject property located at

890 Lakeland Dr., Jackson, MS 39216

On this the 5 day of October, 2016.

STATE OF MISSISSIPPI  
COUNTY OF HINDS

Personally came and appeared before me, the within named:

*Trace Swartz*

Who signed and delivered the above and forgoing instrument as and for their free act and deed on the day and year therein mentioned, and who acknowledged to me that they are the owner(s) of the subject property as described in this Sign Variance Application.

GIVEN UNDER MY HAND AND OFFICIAL SEAL OF OFFICE, this the 5

Day of October, 2016.

MY COMMISSION EXPIRES:

10-5-17





Clinic

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OCT 07 2016

SIGNS/LICENSE DIVISION

APPLICATION FOR SIGN PERMIT  
CITY OF JACKSON  
DEPARTMENT OF PLANNING AND DEVELOPMENT  
SIGN AND LICENSE DIVISION  
200 S. PRESIDENT STREET-JACKSON, MS 39201  
601-960-1154

DATE RECEIVED IN OFFICE:

|   |                          |  |  |
|---|--------------------------|--|--|
| <b>CONTRACTOR/ERECTOR:</b>  |                          | <b>LOCATION/ADDRESS OF SIGN:</b>   |  |
| Name <u>Digital Imaging Group</u>   |                          | Business Name <u>St. Dominic's Family Medicine - Lakeland Clin</u>             |  |
| Address <u>513 Liberty Rd Ste. 4B</u>   |                          | Business Address <u>890 Lakeland Dr.</u>                                       |  |
| City <u>Flowood</u> State <u>MS</u> Zip <u>39232</u>  |                          | Owner's Name <u>St. Dominic's</u>  |  |
| Phone _____   |                          | Phone <u>601-200-6980</u>  |  |
| Bonded and Insured Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>                                  |                          | Privilege License # _____  |  |
| City of Jackson Privilege License # <u>061-16937-1</u>  |                          |  |  |
| <b>GROUND-MOUNTED:</b>  | <b>BUILDING-MOUNTED:</b> | <b>TYPE OF LIGHTING:</b>   |  |
| Overall Height <u>80"</u>   | Height _____             | Internal <input checked="" type="checkbox"/> External <input type="checkbox"/> |  |
| Height <u>80"</u>   | Length _____             | UL# _____  |  |
| Length <u>40"</u>   | Square Footage _____     | Sign Material Type: <u>Aluminum</u>  |  |
| Square Footage <u>22.22</u>   | Wall Area _____          | <u>LED</u>   |  |
| Wind Pressure _____   |                          | <u>Acrylic</u>   |  |
| Billboard <input type="checkbox"/>  |                          |  |  |
| <b>WORDING ON SIGN(S):</b>  |                          | <b>ZONING CLASS: <u>C-3</u></b>  |  |
| <u>St. Dominic's (logo)</u>   |                          | Date Inspected _____   |  |
| <u>Family Medicine</u>  |                          | APPROVED <input type="checkbox"/>  |  |
| <u>Chronic Care Clinic</u>  |                          | DISAPPROVED <input type="checkbox"/>   |  |
| Temporary Banner <input type="checkbox"/> Plot Drawings <input type="checkbox"/> Sign Drawings <input type="checkbox"/> |                          |  |  |

I hereby certify that I have read this application and that all information contained herein is true and correct; that I agree to comply with all City Ordinances, Codes, and State Laws regulating sign construction; that I am the owner or authorized to act as the owner's agent for the herein described work.

Trace Swartz 10/5/16  
Applicant's Signature Date

Sign and License Division Manager

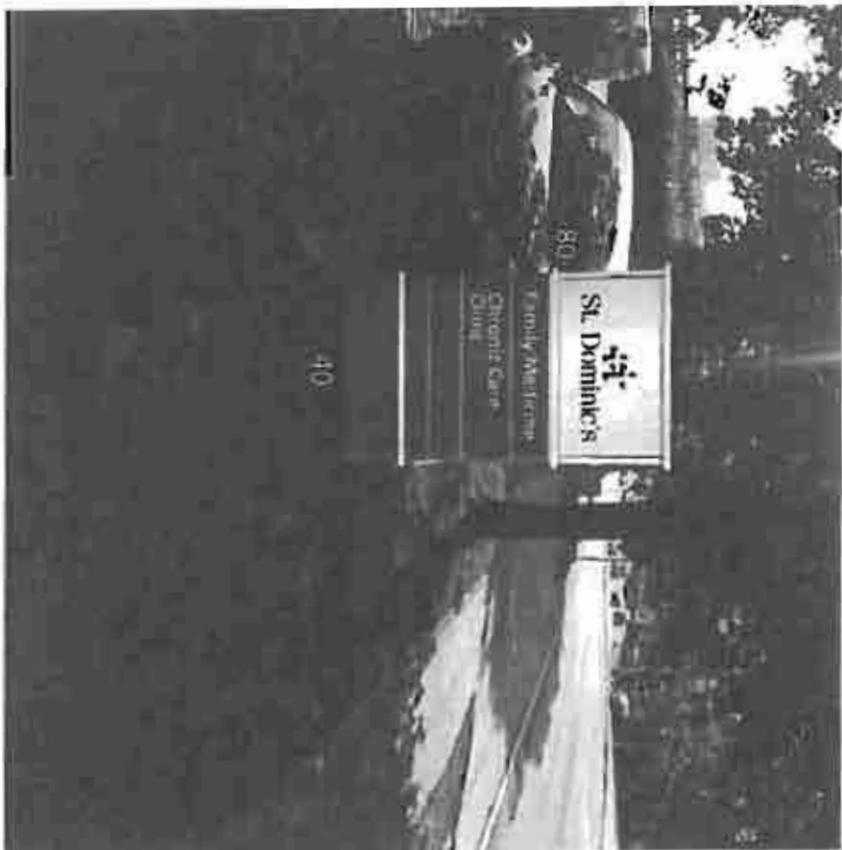




RECEIVED

OCT 07 2016

SIGNS/LICENSE DIVISION



double sided  
10" deep  
backlit

80x40

Lakeland Clinic

REQUESTING THE CITY COUNCIL REVIEW AND VOTE TO DENY THE SIGN VARIANCE REQUEST FOR ST. DOMINIC'S HOSPITAL TO NOT MEET THE REQUIRED SETBACK FOR GROUND SIGNS AND ERECT A 22 SQ FT GROUND/MONUMENT SIGN AT 6 FT IN HEIGHT WITHIN A UTILITY EASEMENT INSIDE A C-3 ZONE THAT PROHIBITS SIGNS TO BE ERECTED OR PLACED ON, PROJECTED OVER, OR OVER HANG ANY PUBLIC RIGHT-OF-WAY, WALKWAY, STREET, ALLEY OR EASEMENT OTHER THAN SIGNS PLACED THERE BY THE GOVERNMENTAL AGENCY OWNING THE RIGHT-OF-WAY, WALKWAY, STREET, ALLEY OR EASEMENT (WARD 7)

OFFICE OF THE CITY ATTORNEY  
10/21/22

**WHEREAS**, the public health, safety or general welfare of the community may require that variances be granted in specific cases as set forth in City of Jackson Sign Ordinance, Sections 102-26, et seq., of the City of Jackson Code of Ordinances; and

**WHEREAS**, pursuant to Section 102-40, no action by the City Council may be taken concerning a variance from the sign regulations until after a public hearing in relation thereto, at which parties in interest and the general citizenry shall have an opportunity to be heard; and

**WHEREAS**, no variance from the Sign Ordinance shall be passed by the City Council unless and until an application seeking the variance is filed with the City's Signs and License Division, with such application containing, at a minimum, a legal description, location map, plot plan, the exact nature of the requested variance, the grounds upon which it is requested, and/or such other information as may be required by the Signs and License Division manager; and

**WHEREAS**, said variance application shall also demonstrate that:

1. Special conditions and circumstances exist which are peculiar to the land, structure, or building involved and which are not applicable to other lands, structures, or buildings in the same district;
2. The literal interpretation of the provisions of the Sign Ordinance would deprive the applicant of rights commonly enjoyed by other properties in the same district under the provisions of the Sign Ordinance;
3. The special conditions and circumstances do not result from actions of the applicant; and
4. Granting the variance requested will not confer upon the applicant any special privilege that is denied by the Sign Ordinance to other similar lands, structures, or buildings in the same district; and

**WHEREAS**, St. Dominic's Hospital, the applicant herein, has requested a variance from the Sign Ordinance regulations to not meet the required setback for ground signs and erect a 22 sq. ft. ground/monument sign at 6 ft. in height within a utility easement inside a C-3 zone that

#3

prohibits signs to be erected or placed on, projected over, or over hang any public right-of-way, walkway, street, alley or easement other than signs placed there by the governmental agency owning the right-of-way, walkway, street, alley or easement.

**IT IS THEREFORE, ORDERED** that St. Dominic's Hospital is hereby (*denied*) a variance from the Sign Ordinance regulations to not meet the required setback for ground signs and erect a 22 sq. ft. ground/monument sign at 6 ft. in height within a utility easement inside a C-3 zone that prohibits signs to be erected or placed on, projected over, or over hang any public right-of-way, walkway, street, alley or easement other than signs placed there by the governmental agency owning the right-of-way, walkway, street, alley or easement, it being determined that the parties in interest and the general citizenry first had their opportunity to be heard and that the applicant (**has not**) met the necessary criteria for the requested variance.

**IT IS FURTHER ORDERED** that the City Council has considered the variance application and denies the variance requested therein based on a finding that no special conditions and circumstances exist which are peculiar to the land, structure, or building involved and which are not applicable to other lands, structures, or buildings in the same district; the literal interpretation of the provision of the Sign Ordinance (*would not*) deprive the applicant of rights commonly enjoyed by other properties in the same district under the provisions of the Sign Ordinance; the special conditions and circumstances do not result from actions of the applicant; and granting the variance requested (*will*) confer upon the applicant any special privilege that is denied by the Sign Ordinance to other similar lands, structures, or buildings in the same district.

Item#

November 15, 2016

By: Taylor, Coleman, Yarber

**CITY COUNCIL AGENDA ITEM 10 POINT DATA SHEET**

10-13-2016

**DATE**

| <b>POINTS</b> |   | <b>COMMENTS</b>   |     |
|---------------|---|---|-----|
| 1.            | <b>Brief Description/Purpose</b>  | Request for St. Dominic's Hospital to not meet required setback for ground signs and erect a 22 sq ft ground/monument sign at 6 ft in height within a utility easement inside a C-3 zone that prohibits signs to be erected or placed on, projected over, or over hang any public right-of-way,                           |     |
| 2.            | <b>Public Policy Initiative</b><br>1. Youth & Education<br>2. Crime Prevention<br>3. Changes in City Government<br>4. Neighborhood Enhancement<br>5. Economic Development<br>6. Infrastructure and Transportation<br>7. Quality of Life | walkway, street, alley or easement other than signs placed there by the governmental agency owning the R-O+W, walkway, street, alley or easement.   | N/A |
| 3.            | <b>Who will be affected</b>   | N/A   |     |
| 4.            | <b>Benefits</b>   | N/A   |     |
| 5.            | <b>Schedule (beginning date)</b>  | N/A   |     |
| 6.            | <b>Location:</b><br>▪ <b>WARD</b><br>▪ <b>CITYWIDE (yes or no) (area)</b><br>▪ <b>Project limits if applicable</b>  | 890 Lakeland Drive<br>WARD 7  |     |
| 7.            | <b>Action implemented by:</b><br>▪ <b>City Department</b> <input checked="" type="checkbox"/><br>▪ <b>Consultant</b> <input type="checkbox"/>   | Department of Planning & Development<br>Signs & License Division  |     |
| 8.            | <b>COST</b>   | N/A   |     |
| 9.            | <b>Source of Funding</b><br>▪ <b>General Fund</b> <input type="checkbox"/><br>▪ <b>Grant</b> <input type="checkbox"/><br>▪ <b>Bond</b> <input type="checkbox"/><br>▪ <b>Other</b> <input type="checkbox"/>                              | N/A   |     |
| 10.           | <b>EBO participation</b>  | ABE _____ %      WAIVER    yes ___ no ___      N/A <u>X</u><br>AABE _____ %      WAIVER    yes ___ no ___      N/A <u>X</u><br>WBE _____ %      WAIVER    yes ___ no ___      N/A <u>X</u><br>HBE _____ %      WAIVER    yes ___ no ___      N/A <u>X</u><br>NABE _____ %      WAIVER    yes ___ no ___      N/A <u>X</u> |     |

Department of Planning and Development



200 South President Street  
Post Office Box 17  
Jackson, Mississippi 39205-0017

## MEMORANDUM

**TO:** Mayor Tony Yarber

**FROM:** Eric Jefferson, Director   
Department of Planning & Development

**DATE:** October 13, 2016

**RE:** Sign Variance

---

St. Dominic's Hospital located at 890 Lakeland Drive, is requesting a variance to not meet the required setback for ground signs and erect a 22 sq. ft. ground sign at 6 ft. in height within a utility easement inside a C-3 zone that prohibits signs to be erected or placed on, projected over, or over hang any public right-of-way, walkway, street, alley or easement other than signs placed there by the governmental agency owning the right-of-way, walkway, street, alley or easement.

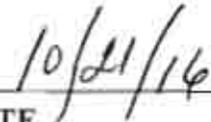
Office of the City Attorney

455 East Capitol Street  
Post Office Box 2779  
Jackson, Mississippi 39207-2779  
Telephone: (601) 960-1799  
Facsimile: (601) 960-1756

## OFFICE OF THE CITY ATTORNEY

This ORDER REQUESTING THE CITY COUNCIL REVIEW AND VOTE TO DENY THE SIGN VARIANCE REQUEST FOR ST. DOMINIC'S HOSPITAL TO NOT MEET THE REQUIRED SETBACK FOR GROUND SIGNS AND ERECT A 22 SQ FT GROUND/ MONUMENT SIGN AT 6 FT IN HEIGHT WITHIN A UTILITY EASEMENT INSIDE A C-3 ZONE THAT PROHIBITS SIGNS TO BE ERECTED OR PLACED ON, PROJECTED OVER, OR OVER HANG ANY PUBLIC RIGHT-OF-WAY, WALKWAY, STREET, ALLEY OR EASEMENT OTHER THAN SIGNS PLACED THERE BY THE GOVERNMENTAL AGENCY OWNING THE RIGHT-OF-WAY, WALKWAY, STREET, ALLEY OR EASEMENT (WARD 7) is legally sufficient for placement in NOVUS Agenda.

  
\_\_\_\_\_  
Monica D. Joiner *City Attorney*  
Dana Sims, *Deputy City Attorney* 

  
\_\_\_\_\_  
DATE

OFFICE OF THE CITY ATTORNEY  
10/21/14

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OCT 07 2016

SIGNS/LICENSE DIVISION

FOR OFFICE USE ONLY

CASE NO.: \_\_\_\_\_

## CITY OF JACKSON, MS

### Application for Sign Variance

I. Subject Property Address: 890 Lakeland Drive

II. Purpose for requested Sign Variance: (Brief Description)

St. Dominic-Jackson Memorial Hospital requests a variance from the City of Jackson to allow a ground-mounted monument sign within the utility right-of-way in a C-3 zone.

III. Have you or any other individual been cited for or notified of any ordinance violations related to this property or business? None known  
If yes, please give details and dates of violations:

IV. Are there any Restrictive Covenants? No If yes, please attach copies

V. What is the Zoning classification of property? C-3  
If yes, please attach copies of agency findings and decisions.

#### VI. APPLICANT'S INFORMATION:

Name: St. Dominic-Jackson Memorial Hospital

Mailing Address: 969 Lakeland Dr.

City: Jackson State: MS Zip: 39216

Contact Phone: 601-200-6986

Fax: \_\_\_\_\_

Email: anorth@stdom.com

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OCT 07 2016

SIGNS/LICENSE DIVISION

VII. APPLICANT WILL BE REPRESENTED BY:                      Same as above

Name: Digital Imaging Group

Mailing Address: 513 Liberty Rd., Ste. 48

City: Flowood                      State: MS    Zip: 39232

Contact Phone: 601-939-2008                      Fax: \_\_\_\_\_

Email: chase@dig.us.com

VIII. CURRENT PROPERTY OWNER(S):                      Same as above

Name: St. Dominic-Jackson Memorial Hospital

Mailing Address: 969 Lakeland Dr.

City: Jackson                      State: MS    Zip: 39216

Email: anorth@stdom.com

IX. APPLICATION FEE SCHEDULE: \*fees are non-refundable after public hearing

X      Variance(s)                      \$450.00

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SIGNS/LICENSE DIVISION

**DECLARATION:**

By signing this application, it is understood and agreed that permission is hereby given the duly authorized representative of the City of Jackson to make an investigation of the need for the sign variance request. It is further understood that the Sign & License Manager and staff may inspect the subject property, make photographs and obtain any verifications and data necessary for preparation of its report to the City Council.

The above information is true and complete to the best of my knowledge.

*Trace Swartz*

WITNESS THE SIGNATURE(S) of the owner(s) of the subject property located at

890 Lakeland Dr., Jackson, MS 39216 Jackson, Mississippi

On this the 5 day of October, 2016.

STATE OF MISSISSIPPI  
COUNTY OF HINDS

Personally came and appeared before me, the within named:

*Trace Swartz*

Who signed and delivered the above and foregoing instrument as and for their free act and deed on the day and year therein mentioned, and who acknowledge to me that they are the owner(s) of the subject property as described in this Sign Variance Application.

GIVEN UNDER MY HAND AND OFFICIAL SEAL OF OFFICE, this the 5

Day of October, 2016.

MY COMMISSION EXPIRES:

10-5-17



*Fay B. Fife*  
NOTARY PUBLIC

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OCT 07 2016

**Statement of Intent**

SIGNS/LICENSE DIVISION

St. Dominic-Jackson Memorial Hospital (St. Dominic's) requests a variance from the City of Jackson to allow one ground-mounted monument sign within the utility right-of-way in a C-3 zone. Approval of this variance would allow St. Dominic's to erect a new ground-mounted frontage sign measuring 80" tall x 40" wide (22.22 sq. ft.) at its family medicine and chronic care clinics located at 890 Lakeland Dr. Allowing this request would put the leading edge of the sign four feet from the inner edge of the sidewalk (see "C1" on the included map), which is out of the way of the underground utilities but sits near the edge of the upper utilities. Erecting the sign 10 feet behind the upper utilities would put the sign behind a fence and shrubs rendering it nearly invisible from the street.

The requested sign will primarily assist patients in locating the chronic care and family medicine clinics on the property. Due to the heavy volume of vehicular traffic on Lakeland Drive and west of the I-55 interchange, it may difficult for patients to identify the clinics without clear signage, particularly during peak traffic hours. Placement of the signs will allow drivers, coming from either direction, sufficient time to identify the location in a timely manner and be able to safely maneuver into the proper lane to turn off of Lakeland Drive. Similar to traffic signs, the requested sign will provide assistance in clearly identifying this public service to all patients and help to make this busy road safer.

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OCT 07 2016

Statement of Intent (cont.)

SIGNS/LICENSE DIVISION

The above information is true and complete to the best of my knowledge.

*Trace Swartz*

WITNESS THE SIGNATURE(S) of the owner(s) of the subject property located at  
890 Lakeland Dr., Jackson, MS 39216

On this the 5 day of October, 2016.

STATE OF MISSISSIPPI  
COUNTY OF HINDS

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GIVEN UNDER MY HAND AND OFFICIAL SEAL OF OFFICE, this the 5  
Day of October, 2016.

MY COMMISSION EXPIRES:

10-5-17



*Fay B. Fife*  
NOTARY PUBLIC



Clinic

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OCT 07 2016

SIGNS/LICENSE DIVISION

APPLICATION FOR SIGN PERMIT  
CITY OF JACKSON  
DEPARTMENT OF PLANNING AND DEVELOPMENT  
SIGN AND LICENSE DIVISION  
200 S. PRESIDENT STREET-JACKSON, MS 39201  
601-960-1154

DATE RECEIVED IN OFFICE:

|   |                          |  |  |
|---|--------------------------|--|--|
| <b>CONTRACTOR/ERECTOR:</b>  |                          | <b>LOCATION/ADDRESS OF SIGN:</b>   |  |
| Name <u>Digital Imaging Group</u>   |                          | Business Name <u>St. Dominic's Family Medicine - Lakeland (17)</u>             |  |
| Address <u>513 Liberty Rd Ste. 4B</u>   |                          | Business Address <u>890 Lakeland Dr.</u>                                       |  |
| City <u>Flowood</u> State <u>MS</u> Zip <u>39232</u>  |                          | Owner's Name <u>St. Dominic's</u>  |  |
| Phone _____   |                          | Phone <u>601-200-6980</u>  |  |
| Bonded and Insured Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>                                  |                          | Privilege License # _____  |  |
| City of Jackson Privilege License # <u>061-16937-1</u>  |                          |  |  |
| <b>GROUND-MOUNTED:</b>  | <b>BUILDING-MOUNTED:</b> | <b>TYPE OF LIGHTING:</b>   |  |
| Overall Height <u>80"</u>   | Height _____             | Internal <input checked="" type="checkbox"/> External <input type="checkbox"/> |  |
| Height <u>80"</u>   | Length _____             | UL# _____  |  |
| Length <u>40"</u>   | Square Footage _____     | Sign Material Type: <u>Aluminum</u>  |  |
| Square Footage <u>22.22</u>   | Wall Area _____          | <u>LED</u>   |  |
| Wind Pressure _____   |                          | <u>Acrylic</u>   |  |
| Billboard <input type="checkbox"/>  |                          |  |  |
| <b>WORDING ON SIGN(S):</b>  |                          | <b>ZONING CLASS: <u>C-3</u></b>  |  |
| <u>St. Dominic's (logo)</u>   |                          | Date Inspected: _____  |  |
| <u>Family Medicine</u>  |                          | APPROVED <input type="checkbox"/>  |  |
| <u>Chronic Care Clinic</u>  |                          | DISAPPROVED <input type="checkbox"/>   |  |
| Temporary Banner <input type="checkbox"/> Plot Drawings <input type="checkbox"/> Sign Drawings <input type="checkbox"/> |                          |  |  |

I hereby certify that I have read this application and that all information contained herein is true and correct; that I agree to comply with all City Ordinances, Codes, and State Laws regulating sign construction; that I am the owner or authorized to act as the owner's agent for the herein described work.

Trace Swaff 10/5/16  
Applicant's Signature Date

Sign and License Division Manager



Clinic

**APPLICATION FOR SIGN PERMIT  
CITY OF JACKSON  
DEPARTMENT OF PLANNING AND DEVELOPMENT  
SIGN AND LICENSE DIVISION  
200 S. PRESIDENT STREET-JACKSON, MS 39201  
601-960-1154**

DATE RECEIVED IN OFFICE:

|   |                          |  |  |
|---|--------------------------|--|--|
| <b>CONTRACTOR/ERECTOR:</b>  |                          | <b>LOCATION/ADDRESS OF SIGN:</b>   |  |
| Name <u>Digital Imaging Group</u>   |                          | Business Name <u>St. Dominic's Family Medicine - Lakeland</u>                  |  |
| Address <u>513 Liberty Rd Ste 4B</u>  |                          | Business Address <u>890 Lakeland Dr</u>  |  |
| City <u>Memphis</u> State <u>MS</u> Zip <u>39232</u>  |                          | Owner's Name <u>St. Dominic's</u>  |  |
| Phone _____   |                          | Phone <u>601-212-6460</u>  |  |
| Bonded and Insured Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>                                  |                          | Privilege License # _____  |  |
| City of Jackson Privilege License # <u>001-110937-1</u>   |                          |  |  |
| <b>GROUND-MOUNTED:</b>  | <b>BUILDING-MOUNTED:</b> | <b>TYPE OF LIGHTING:</b>   |  |
| Overall Height <u>80"</u>   | Height _____             | Internal <input checked="" type="checkbox"/> External <input type="checkbox"/> |  |
| Height <u>80"</u>   | Length _____             | UL# _____  |  |
| Length <u>40"</u>   | Square Footage _____     | Sign Material Type: <u>Aluminum</u>  |  |
| Square Footage <u>22.22</u>   | Wall Area _____          | <u>LED</u>   |  |
| Wind Pressure _____   |                          | <u>Acrylic</u>   |  |
| Billboard <input type="checkbox"/>  |                          |  |  |
| <b>WORDING ON SIGN(S):</b>  |                          | <b>ZONING CLASS: <u>C-3</u></b>  |  |
| <u>St. Dominic's (logo)</u>   |                          | Date Inspected: _____  |  |
| <u>Family Medicine</u>  |                          | APPROVED <input type="checkbox"/>  |  |
| <u>Chronic Care Clinic</u>  |                          | DISAPPROVED <input type="checkbox"/>   |  |
| Temporary Banner <input type="checkbox"/> Plot Drawings <input type="checkbox"/> Sign Drawings <input type="checkbox"/> |                          |  |  |

I hereby certify that I have read this application and that all information contained herein is true and correct; that I agree to comply with all City Ordinances, Codes, and State Laws regulating sign construction; that I am the owner or authorized to act as the owner's agent for the herein described work.

[Signature] 10/5/16  
Applicant's Signature Date

\_\_\_\_\_  
Sign and License Division Manager

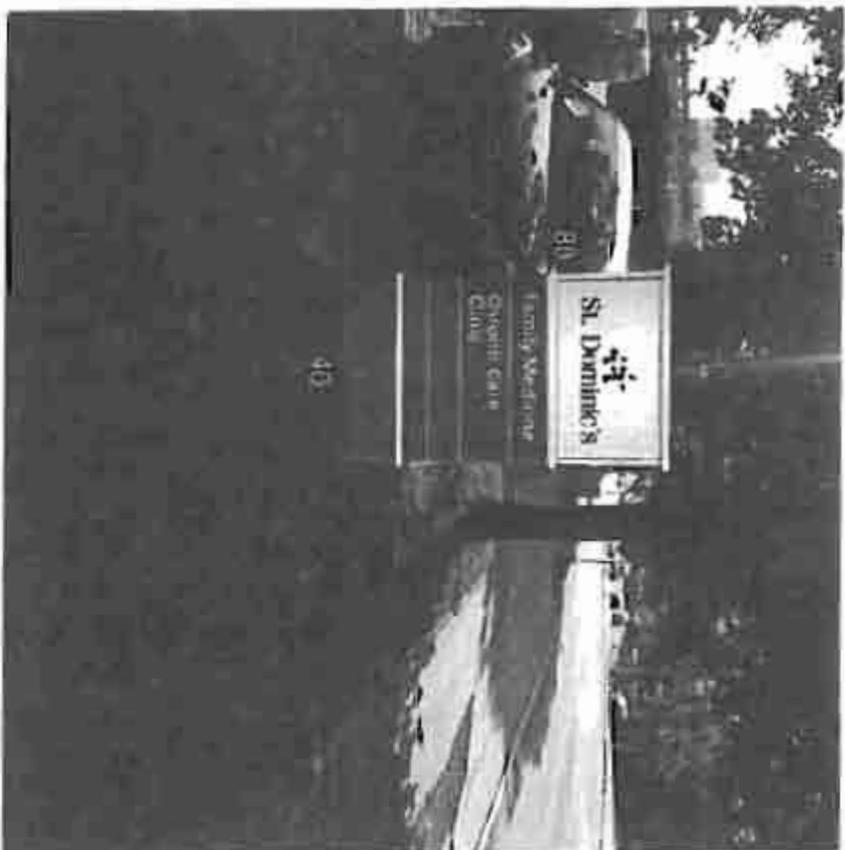




RECEIVED

OCT 07 2016

SIGNS/LICENSE DIVISION



double sided  
10" deep  
backlit

80x40

Lakeland Clinic



OFFICE OF THE CITY ATTORNEY  
10/21/06

**ORDER REQUESTING THE CITY COUNCIL REVIEW AND VOTE TO APPROVE THE SIGN VARIANCE REQUEST FOR ST. DOMINIC'S HOSPITAL TO ERECT FOUR GROUND/MONUMENT SIGNS TOTALING 367 SQ FT WITHIN A SUD ZONE WHICH ONLY ALLOWS ONE GROUND/MONUMENT SIGN PER STREET FRONTAGE WITH A MAXIMUM OF 100 SQ FT OF SIGN AREA (WARD 7)**

**WHEREAS**, the public health, safety or general welfare of the community may require that variances be granted in specific cases as set forth in City of Jackson Sign Ordinance, Sections 102-26, et seq., of the City of Jackson Code of Ordinances; and

**WHEREAS**, pursuant to Section 102-40, no action by the City Council may be taken concerning a variance from the sign regulations until after a public hearing in relation thereto, at which parties in interest and the general citizenry shall have an opportunity to be heard; and

**WHEREAS**, no variance from the Sign Ordinance shall be passed by the City Council unless and until an application seeking the variance is filed with the City's Signs and License Division, with such application containing, at a minimum, a legal description, location map, plot plan, the exact nature of the requested variance, the grounds upon which it is requested, and/or such other information as may be required by the Signs and License Division manager; and

**WHEREAS**, said variance application shall also demonstrate that:

1. Special conditions and circumstances exist which are peculiar to the land, structure, or building involved and which are not applicable to other lands, structures, or buildings in the same district;
2. The literal interpretation of the provisions of the Sign Ordinance would deprive the applicant of rights commonly enjoyed by other properties in the same district under the provisions of the Sign Ordinance;
3. The special conditions and circumstances do not result from actions of the applicant; and
4. Granting the variance requested will not confer upon the applicant any special privilege that is denied by the Sign Ordinance to other similar lands, structures, or buildings in the same district; and

**WHEREAS**, St. Dominic's Hospital, the applicant herein, has requested a variance from the Sign Ordinance regulations to erect four ground/monument signs totaling 367 sq ft within a SUD zone which only allows one ground/monument sign per street frontage with a maximum of 100 sq ft. of sign area.

#4

**IT IS THEREFORE, ORDERED** that St. Dominic's Hospital is hereby *(approved)* a variance from the Sign Ordinance regulations to erect four ground/monument signs totaling 367 sq ft within a SUD zone which only allows one ground/monument sign per street frontage with a maximum of 100 sq ft. of sign area, it being determined that the parties in interest and the general citizenry first had their opportunity to be heard and that the applicant **(has)** met the necessary criteria for the requested variance.

**IT IS FURTHER ORDERED** that the City Council has considered the variance application and grants the variance requested therein based on a finding that special conditions and circumstances exist which are peculiar to the land, structure, or building involved and which are not applicable to other lands, structures, or buildings in the same district; the literal interpretation of the provision of the Sign Ordinance *(would)* deprive the applicant of rights commonly enjoyed by other properties in the same district under the provisions of the Sign Ordinance; the special conditions and circumstances do not result from actions of the applicant; and granting the variance requested *(will not)* confer upon the applicant any special privilege that is denied by the Sign Ordinance to other similar lands, structures, or buildings in the same district.

Item#

November 15, 2016

By: Taylor, Coleman, Yarber

CITY COUNCIL AGENDA ITEM 10 POINT DATA SHEET

10-17-2016

DATE

| POINTS |   | COMMENTS   |   |
|--------|---|--|---|
| 1.     | <b>Brief Description/Purpose</b>  | Request for St. Dominic's Hospital to erect four ground/monument signs totaling 367 sq ft within a SUD zone which only allows one ground/monument sign per street frontage with a maximum of 100 sq. ft. |   |
| 2.     | <b>Public Policy Initiative</b><br>1. Youth & Education<br>2. Crime Prevention<br>3. Changes in City Government<br>4. Neighborhood Enhancement<br>5. Economic Development<br>6. Infrastructure and Transportation<br>7. Quality of Life | N/A  |   |
| 3.     | <b>Who will be affected</b>   | N/A  |   |
| 4.     | <b>Benefits</b>   | N/A  |   |
| 5.     | <b>Schedule (beginning date)</b>  | N/A  |   |
| 6.     | <b>Location:</b><br>• WARD<br>• CITYWIDE (yes or no) (area)<br>• Project limits if applicable   | Ward 7<br><br>969 Lakeland Dr.   |   |
| 7.     | <b>Action implemented by:</b><br>• City Department <input checked="" type="checkbox"/><br>• Consultant <input type="checkbox"/>   | Department of Planning & Development<br>Signs & License Division   |   |
| 8.     | <b>COST</b>   | N/A  |   |
| 9.     | <b>Source of Funding</b><br>• General Fund <input type="checkbox"/><br>• Grant <input type="checkbox"/><br>• Bond <input type="checkbox"/><br>• Other <input type="checkbox"/>  | N/A  |   |
| 10.    | <b>EBO participation</b>  | ABE _____%<br>AABE _____%<br>WBE _____%<br>HBE _____%<br>NABE _____%   | WAIVER yes ___ no ___ N/A ___<br>WAIVER yes ___ no ___ N/A ___ |

Department of Planning and Development



200 South President Street  
Post Office Box 17  
Jackson, Mississippi 39205-0017

## MEMORANDUM

**TO:** Mayor Tony Yarber

**FROM:** Eric Jefferson, Director   
Department of Planning & Development

**DATE:** October 17, 2016

**RE:** Sign Variance

---

St. Dominic's Hospital, located at 969 Lakeland Drive, is requesting a variance to erect four ground/monument signs totaling 367 sq ft within a SUD zone which only allows one ground/monument sign per street frontage with a maximum of 100 sq. ft. of sign area.

Office of the City Attorney

455 East Capitol Street  
Post Office Box 2779  
Jackson, Mississippi 39207-2779  
Telephone: (601) 960-1799  
Facsimile: (601) 960-1756

## OFFICE OF THE CITY ATTORNEY

This ORDER REQUESTING THE CITY COUNCIL REVIEW AND VOTE TO APPROVE THE SIGN VARIANCE REQUEST FOR ST. DOMINIC'S HOSPITAL TO ERECT FOUR GROUND/ MONUMENT SIGNS TOTALING 367 SQ FT WITHIN A SUD ZONE WHICH ONLY ALLOWS ONE GROUND/MONUMENT SIGN PER STREET FRONTAGE WITH A MAXIMUM OF 100 SQ FT OF SIGN AREA (WARD 7) is legally sufficient for placement in NOVUS Agenda.

  
\_\_\_\_\_  
Monica D. Joiner, City Attorney  
Dana Sims, Deputy City Attorney \_\_\_\_\_

  
\_\_\_\_\_  
DATE

OFFICE OF THE CITY ATTORNEY  
10/21/16

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SIGNS/LICENSE DIVISION

FOR OFFICE USE ONLY

CASE NO.: \_\_\_\_\_

## CITY OF JACKSON, MS

### Application for Sign Variance

I. Subject Property Address: 969 Lakeland Drive

II. Purpose for requested Sign Variance: (Brief Description)

St. Dominic-Jackson Memorial Hospital requests a variance from the City of Jackson to allow four ground-mounted signs, one at 142 sq. ft. and three at 75 sq. ft. in an SUD zone which only allows one ground-mounted sign at 100 sq. ft. per street frontage.

III. Have you or any other individual been cited for or notified of any ordinance violations related to this property or business? None known

If yes, please give details and dates of violations:

IV. Are there any Restrictive Covenants? No If yes, please attach copies

V. What is the Zoning classification of property? SUD  
If yes, please attach copies of agency findings and decisions.

VI. APPLICANT'S INFORMATION:

Name: St. Dominic-Jackson Memorial Hospital

Mailing Address: 969 Lakeland Dr.

City: Jackson State: MS Zip: 39216

Contact Phone: 601-200-6986 Fax: \_\_\_\_\_

Email: anorth@stdom.com

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SIGNS/LICENSE DIVISION

VII. APPLICANT WILL BE REPRESENTED BY: Same as above

Name: Digital Imaging Group

Mailing Address: 513 Liberty Rd., Ste. 48

City: Flowood State: MS Zip: 39232

Contact Phone: 601-939-2008 Fax: \_\_\_\_\_

Email: chase@dig.us.com

VIII. CURRENT PROPERTY OWNER(S): Same as above

Name: St. Dominic-Jackson Memorial Hospital

Mailing Address: 969 Lakeland Dr.

City: Jackson State: MS Zip: 39216

Email: anorth@stdom.com

IX. APPLICATION FEE SCHEDULE: \*fees are non-refundable after public hearing

X Variance(s) \$450.00

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**DECLARATION:**

By signing this application, it is understood and agreed that permission is hereby given the duly authorized representative of the City of Jackson to make an investigation of the need for the sign variance request. It is further understood that the Sign & License Manager and staff may inspect the subject property, make photographs and obtain any verifications and data necessary for preparation of its report to the City Council.

The above information is true and complete to the best of my knowledge.

Trace Swartz  
\_\_\_\_\_

WITNESS THE SIGNATURE(S) of the owner(s) of the subject property located at

969 Lakeland Dr., Jackson, MS 39216 Jackson, Mississippi

On this the 5 day of October, 2016.

STATE OF MISSISSIPPI  
COUNTY OF HINDS

Personally came and appeared before me, the within named:

Trace Swartz  
\_\_\_\_\_

Who signed and delivered the above and foregoing instrument as and for their free act and deed on the day and year therein mentioned, and who acknowledge to me that they are the owner(s) of the subject property as described in this Sign Variance Application.

GIVEN UNDER MY HAND AND OFFICIAL SEAL OF OFFICE, this the 5  
Day of October, 2016.

MY COMMISSION EXPIRES

10-5-17

Fay B. Fife  
NOTARY PUBLIC



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### Statement of Intent

St. Dominic-Jackson Memorial Hospital (St. Dominic's) requests a variance from the City of Jackson to allow four ground-mounted signs, one at 142 sq. ft. and three at 75 sq. ft. in a SUD zone which only allows one ground-mounted sign at 100 sq. ft. per street frontage. Approval of this variance would allow St. Dominic's to replace the four existing ground-mounted frontage signs on its South Campus (south of Lakeland Drive) directly in front of the St. Dominic's acute care hospital and emergency room located at 969 Lakeland Dr.

St. Dominic's has a complex campus that covers areas on both the north and south side of Lakeland Dr. It is critical for visitors to have an early warning and easy-to-follow directions to the various service offerings, but most especially emergency care. Early and frequent warnings will help avoid traffic congestion or accidents. St. Dominic's wants to make certain the public can safely access all of its facilities and services. Key features of each of the new signs include:

- Smaller or similar size compared to the existing signs (see the included sign size comparison document), in the existing sign locations, with the same footprint
- Smaller top that does not extend beyond the base (see the included sign comparison images), potentially creating greater upper utility right-of-way access
- Greater visibility due to reflective paint and brighter LED backlights
- Easier navigation due to updated directional signs
- Nicer approach for one of the City of Jackson's major thoroughfares by replacing aging signs that are in need of repair

The signs, labeled 1S, 2S, 3S and 4S on the attached location map/plot plan (sign measurements also attached), will replace the four street frontage signs running west from the southbound exit ramp of I-55 (4S and 3S) along Lakeland Dr. to the South Entrance sign (2S). Sign (1S) is just inside the South Entrance. The requested signs will primarily assist patients coming to the hospital for emergency care, surgical services or to visit a physician in one of the two medical office buildings that adjoin the hospital. Due to the heavy volume of vehicular traffic on Lakeland Drive at and west of the I-55 interchange, it is difficult for patients to identify the many services offered at the South Campus, particularly during peak traffic hours. Placement of these signs will allow all drivers sufficient time to identify the building name and be able to safely maneuver into the proper lane to turn off of Lakeland Drive onto St. Dominic's South Campus. Similar to traffic signs, the requested signs will provide assistance in clearly identifying this public service to all patients and help to make this busy intersection safer.

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SIGNS/LICENSE DIVISION

Statement of Intent (cont.)

The above information is true and complete to the best of my knowledge.

Trace Smith

WITNESS THE SIGNATURE(S) of the owner(s) of the subject property located at

969 Lakeland Dr., Jackson, MS 39216

On this the 5 day of October, 2016.

STATE OF MISSISSIPPI  
COUNTY OF HINDS

Personally came and appeared before me, the within named:

Trace Smith

Who signed and delivered the above and forgoing instrument as and for their free act and deed on the day and year therein mentioned, and who acknowledged to me that they are the owner(s) of the subject property as described in this Sign Variance Application.

GIVEN UNDER MY HAND AND OFFICIAL SEAL OF OFFICE, this the 5

Day of October, 2016.

MY COMMISSION EXPIRES:

10-5-17

Fay B. Fife  
NOTARY PUBLIC





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SIGNS/LICENSE DIVISION

APPLICATION FOR SIGN PERMIT  
 CITY OF JACKSON  
 DEPARTMENT OF PLANNING AND DEVELOPMENT  
 SIGN AND LICENSE DIVISION  
 200 S. PRESIDENT STREET-JACKSON, MS 39201  
 601-960-1154

DATE RECEIVED IN OFFICE:

|  |  |  |  |
|--|--|--|--|
| <b>CONTRACTOR/ERECTOR:</b>   |  | <b>LOCATION/ADDRESS OF SIGN:</b>   |  |
| Name <u>Digital Imaging Group</u>  |  | Business Name <u>St. Dominic - Jackson Memorial Hospital</u>                   |  |
| Address <u>513 Liberty Rd., Ste. 4B</u>  |  | Business Address <u>969 Lakeland Dr.</u>                                       |  |
| City <u>Flowerd</u> State <u>MS</u> Zip <u>39232</u>                                   |  | Owner's Name <u>St. Dominic's</u>  |  |
| Phone <u>601-939-2008</u>  |  | Phone <u>601-200-6166</u>  |  |
| Bonded and Insured Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> |  | Privilege License # _____  |  |
| City of Jackson Privilege License # <u>061-16937-1</u>                                 |  |  |  |
| <b>GROUND-MOUNTED:</b>   | <b>BUILDING-MOUNTED:</b>               | <b>TYPE OF LIGHTING:</b>   |  |
| Overall Height <u>180"</u>   | Height _____                           | Internal <input checked="" type="checkbox"/> External <input type="checkbox"/> |  |
| Height <u>180"</u>   | Length _____                           | UL# _____  |  |
| Length <u>60"</u>  | Square Footage _____                   | Sign Material Type: <u>Aluminum</u>  |  |
| Square Footage <u>75</u>   | Wall Area _____                        | <u>LED</u>   |  |
| Wind Pressure _____  |  | <u>Acrylic</u>   |  |
| Billboard <input type="checkbox"/>   |  |  |  |
| <b>WORDING ON SIGN(S):</b>   |  | <b>ZONING CLASS: <u>SUD</u></b>  |  |
| <u>St. Dominic's (logo)</u>  |  | Date Inspected: _____  |  |
| <u>← Free Valet Parking</u>  |  | APPROVED <input type="checkbox"/>  |  |
| <u>← Medical Office Towers</u>   |  | DISAPPROVED <input type="checkbox"/>   |  |
| <u>← North Entrance</u>  |  |  |  |
| <u>← Emergency</u>   |  |  |  |
| <u>↑ South Entrance</u>  |  |  |  |
| Temporary Banner <input type="checkbox"/>  | Plot Drawings <input type="checkbox"/> | Sign Drawings <input type="checkbox"/>   |  |

I hereby certify that I have read this application and that all information contained herein is true and correct; that I agree to comply with all City Ordinances, Codes, and State Laws regulating sign construction; that I am the owner or authorized to act as the owner's agent for the herein described work.

Tau Saha 10/5/16  
 Applicant's Signature Date

\_\_\_\_\_  
 Sign and License Division Manager



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SIGNS/LICENSE DIVISION

APPLICATION FOR SIGN PERMIT  
 CITY OF JACKSON  
 DEPARTMENT OF PLANNING AND DEVELOPMENT  
 SIGN AND LICENSE DIVISION  
 200 S. PRESIDENT STREET-JACKSON, MS 39201  
 601-960-1154

DATE RECEIVED IN OFFICE:

|  |   |   |  |
|--|---|---|--|
| <b>CONTRACTOR/ERECTOR:</b><br>Name <u>Digital Imaging Group</u><br>Address <u>513 Liberty Rd., Ste. 4B</u><br>City <u>Flowood</u> State <u>MS</u> Zip <u>39232</u><br>Phone <u>601-939-2008</u><br>Bonded and Insured Yes <input checked="" type="checkbox"/> No <input type="checkbox"/><br>City of Jackson Privilege License # <u>061-110937-1</u> |   | <b>LOCATION/ADDRESS OF SIGN:</b><br>Business Name <u>St. Dominic - Jackson Memorial Hospital</u><br>Business Address <u>969 Lakeland Dr.</u><br>Owner's Name <u>St. Dominic's</u><br>Phone <u>601-960-6980</u><br>Privilege License # _____ |  |
| <b>GROUND-MOUNTED:</b><br>Overall Height <u>240"</u><br>Height <u>240"</u><br>Length <u>85"</u><br>Square Footage <u>141.7</u><br>Wind Pressure _____<br>Billboard <input type="checkbox"/>  | <b>BUILDING-MOUNTED:</b><br>Height _____<br>Length _____<br>Square Footage _____<br>Wall Area _____ | <b>TYPE OF LIGHTING:</b><br>Internal <input checked="" type="checkbox"/> External <input type="checkbox"/><br>UL# _____<br>Sign Material Type: <u>Aluminum</u><br><u>LED</u><br><u>Acrylic</u>  |  |
| <b>WORDING ON SIGN(S):</b><br><u>St. Dominic's (Logo)</u><br><u>← Hospital</u> <u>Freight Delivery</u><br><u>← Medical Office Towers</u> <u>Use East Entrance</u><br><u>← Emergency</u>  |   | <b>ZONING CLASS:</b> <u>SUD</u><br><br>Date Inspected: _____<br>APPROVED <input type="checkbox"/><br>DISAPPROVED <input type="checkbox"/>   |  |
| Temporary Banner <input type="checkbox"/> Plot Drawings <input type="checkbox"/> Sign Drawings <input type="checkbox"/>  |   |   |  |

I hereby certify that I have read this application and that all information contained herein is true and correct; that I agree to comply with all City Ordinances, Codes, and State Laws regulating sign construction; that I am the owner or authorized to act as the owner's agent for the herein described work.

Trace Smith 10/5/16  
 Applicant's Signature Date

\_\_\_\_\_  
 Sign and License Division Manager



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SIGNS/LICENSE DIVISION

DATE RECEIVED IN OFFICE:

APPLICATION FOR SIGN PERMIT  
 CITY OF JACKSON  
 DEPARTMENT OF PLANNING AND DEVELOPMENT  
 SIGN AND LICENSE DIVISION  
 200 S. PRESIDENT STREET-JACKSON, MS 39201  
 601-960-1154

|   |   |  |  |
|---|---|--|--|
| <b>CONTRACTOR/ERECTOR:</b><br>Name <u>Digital Imaging Group</u><br>Address <u>513 Liberty Rd, Ste. 4B</u><br>City <u>Flower</u> State <u>MS</u> Zip <u>39232</u><br>Phone <u>601-939-2008</u><br>Bonded and Insured Yes <input checked="" type="checkbox"/> No <input type="checkbox"/><br>City of Jackson Privilege License # <u>061-16937-1</u> |   | <b>LOCATION/ADDRESS OF SIGN:</b><br>Business Name <u>St. Dominic-Jackson Memorial Hospital</u><br>Business Address <u>969 Lakeland Dr</u><br>Owner's Name <u>St. Dominic's</u><br>Phone <u>601-200-6981</u><br>Privilege License # _____ |  |
| <b>GROUND-MOUNTED:</b><br>Overall Height <u>180"</u><br>Height <u>180"</u><br>Length <u>60"</u><br>Square Footage <u>75</u><br>Wind Pressure _____<br>Billboard <input type="checkbox"/>  | <b>BUILDING-MOUNTED:</b><br>Height _____<br>Length _____<br>Square Footage _____<br>Wall Area _____ | <b>TYPE OF LIGHTING:</b><br>Internal <input checked="" type="checkbox"/> External <input type="checkbox"/><br>UL# _____<br>Sign Material Type: <u>Aluminum</u><br><u>LED</u><br><u>Acrylic</u>   |  |
| <b>WORDING ON SIGN(S):</b><br><u>St. Dominic's (logo)</u><br><u>← Freight Receiving</u><br><u>→ Hospital Entrance</u><br><u>→ Medical Office Towers</u><br><u>→ Emergency</u><br>Temporary Banner <input type="checkbox"/> Plot Drawings <input type="checkbox"/> Sign Drawings <input type="checkbox"/>  |   | <b>ZONING CLASS:</b> <u>SUD</u><br>Date Inspected: _____<br>APPROVED <input type="checkbox"/><br>DISAPPROVED <input type="checkbox"/>  |  |

I hereby certify that I have read this application and that all information contained herein is true and correct; that I agree to comply with all City Ordinances, Codes, and State Laws regulating sign construction; that I am the owner or authorized to act as the owner's agent for the herein described work.

[Signature] 10/5/16  
 Applicant's Signature Date

\_\_\_\_\_  
 Sign and License Division Manager



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SIGNS/LICENSE DIVISION

APPLICATION FOR SIGN PERMIT  
CITY OF JACKSON  
DEPARTMENT OF PLANNING AND DEVELOPMENT  
SIGN AND LICENSE DIVISION  
200 S. PRESIDENT STREET-JACKSON, MS 39201  
601-960-1154

DATE RECEIVED IN OFFICE:

|   |                          |  |  |
|---|--------------------------|--|--|
| <b>CONTRACTOR/ERECTOR:</b>  |                          | <b>LOCATION/ADDRESS OF SIGN:</b>   |  |
| Name <u>Digital Imaging Group</u>   |                          | Business Name <u>St. Dominic-Jackson Memorial Hospital</u>                     |  |
| Address <u>513 Liberty Rd., Ste. 4B</u>   |                          | Business Address <u>909 Lakeland Dr.</u>                                       |  |
| City <u>Flowood</u> State <u>MS</u> Zip <u>39232</u>  |                          | Owner's Name <u>St. Dominic's</u>  |  |
| Phone <u>601-439-2008</u>   |                          | Phone <u>601-200-6986</u>  |  |
| Bonded and Insured Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>                                  |                          | Privilege License # _____  |  |
| City of Jackson Privilege License # <u>Old-16937-1</u>  |                          |  |  |
| <b>GROUND-MOUNTED:</b>  | <b>BUILDING-MOUNTED:</b> | <b>TYPE OF LIGHTING:</b>   |  |
| Overall Height <u>180"</u>  | Height _____             | Internal <input checked="" type="checkbox"/> External <input type="checkbox"/> |  |
| Height <u>180"</u>  | Length _____             | UL# _____  |  |
| Length <u>60"</u>   | Square Footage _____     | Sign Material Type: <u>Aluminum</u>  |  |
| Square Footage <u>75</u>  | Wall Area _____          | <u>LED</u>   |  |
| Wind Pressure _____   |                          | <u>Acrylic</u>   |  |
| Billboard <input type="checkbox"/>  |                          |  |  |
| <b>WORDING ON SIGN(S):</b>  |                          | <b>ZONING CLASS: <u>SUD</u></b>  |  |
| <u>St. Dominic's (logo)</u>   |                          | Date Inspected: _____  |  |
| <u>← Freight Receiving only</u>   |                          | APPROVED <input type="checkbox"/>  |  |
| <u>↑ Hospital</u>   |                          | DISAPPROVED <input type="checkbox"/>   |  |
| <u>↑ Medical Office Towers</u>  |                          |  |  |
| <u>↑ Emergency</u>  |                          |  |  |
| Temporary Banner <input type="checkbox"/> Plot Drawings <input type="checkbox"/> Sign Drawings <input type="checkbox"/> |                          |  |  |

I hereby certify that I have read this application and that all information contained herein is true and correct; that I agree to comply with all City Ordinances, Codes, and State Laws regulating sign construction; that I am the owner or authorized to act as the owner's agent for the herein described work.

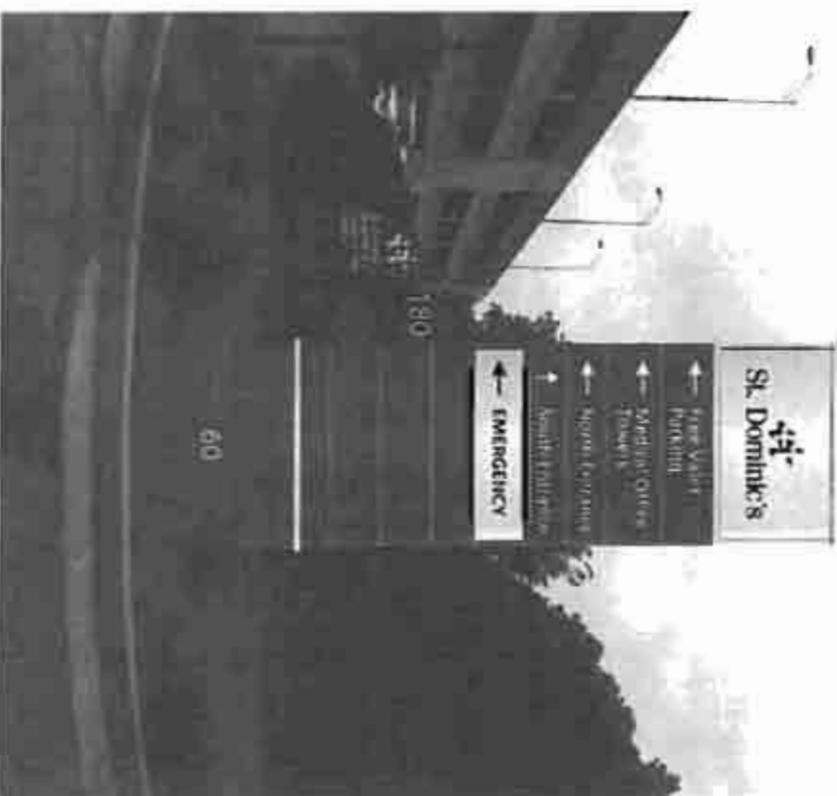
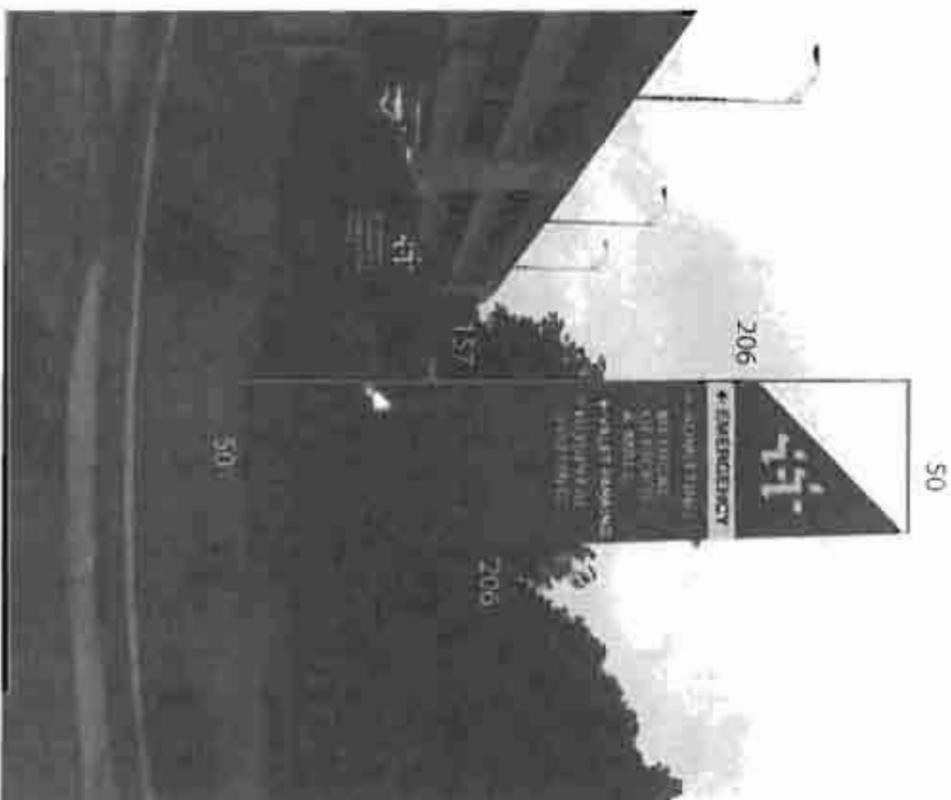
T. Sullivan 10/5/16  
Applicant's Signature Date

\_\_\_\_\_  
Sign and License Division Manager

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OCT 07 2016

SIGNSLICENSE DIVISION



single sided  
13.625 deep  
backlit

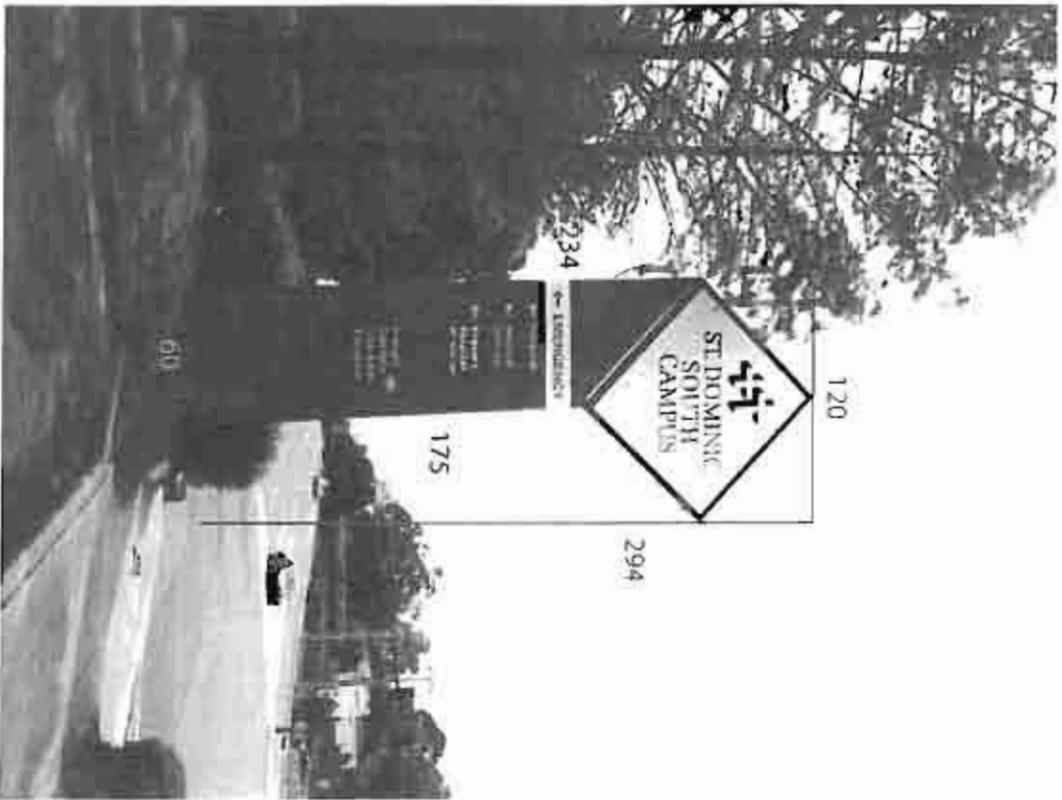
180x60

15

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OCT 07 2016

SIGNS/LICENSE DIVISION



double sided  
24 deep  
backlit

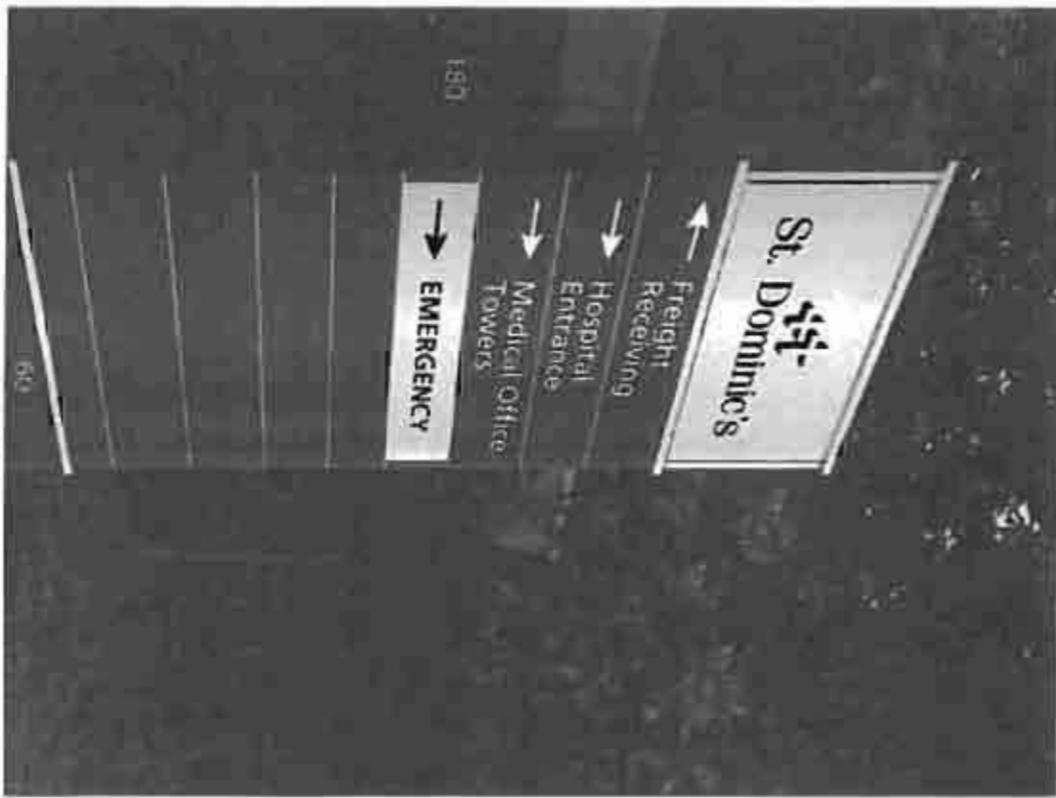
240x85

25

RECEIVED

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SIGN/LICENSE DIVISION



single sided  
24 deep  
backlit

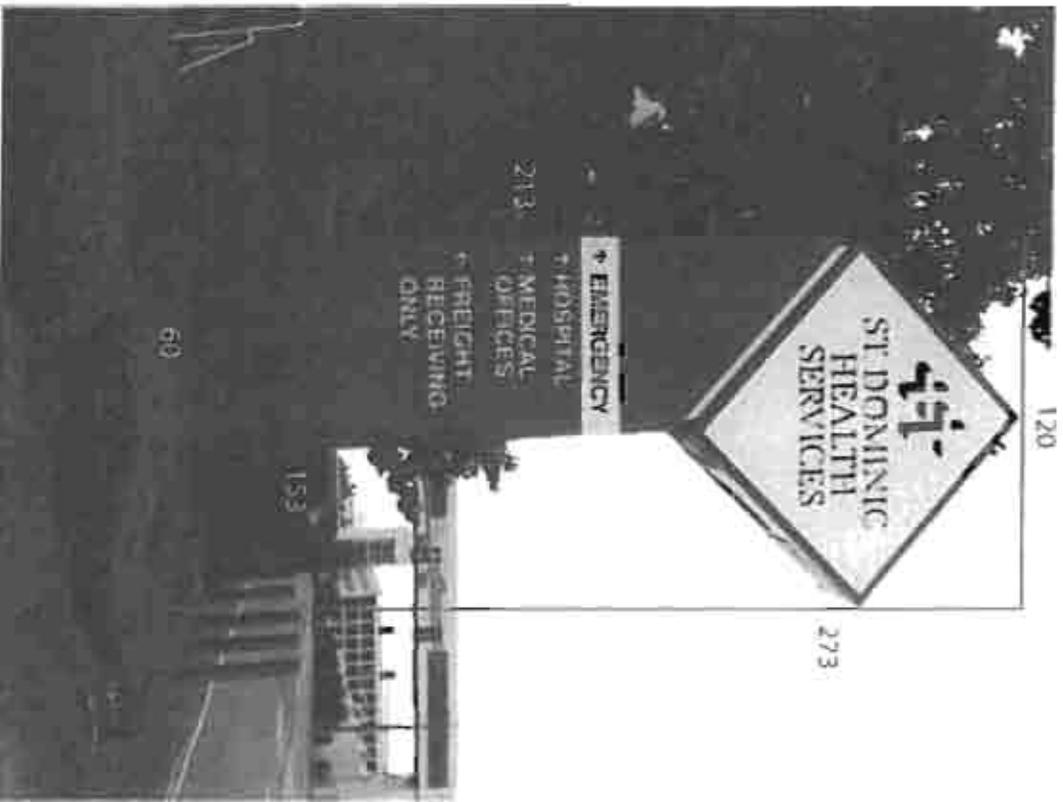
180x60

35

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OCT 07 2016

SIGNS/LICENSE DIVISION



double sided  
24.5 deep  
backlit

180x60

45

# Landroll Detail

|  |                                     |  |
|--|-------------------------------------|--|
| Parcel Number  | Map Reference Number                |  |
| 5-4  | 609.00 1 1.00                       | <input type="radio"/> View Map<br><input checked="" type="radio"/> Property Taxes<br><input type="radio"/> Gis Map |
| Subdivision No.  | Homestead Exemption Account Numbers |  |
| STR  |                                     |  |
| Assessed Owner   | Assessed Values                     |  |
| <b>ST DOMINIC JACKSON MEMORIAL HOSP</b>  | Land Value                          | 0  |
| 969 LAKELAND DR  | Improvement Value                   | 0  |
| JACKSON, MS. 39216   | Total                               | 0  |
| Location   | Appraised Values                    |  |
| 969 LAKELAND DR  | Land Value                          | 0  |
| Legal Description  | Improvement Value                   | 0  |
| BEG 441.66 FT W INT W/L HWY 51 N & S/L<br>LAKELAND DR W 535.64 FT S 788.43 FT E<br>350 FT S 115 FT E 945.47 FT NWLY 746.52 FT W<br>525.65 FT N 202 FT TO POB PT NW 1/4 SE 1/4<br>SEC 26 T6 R1E | Total                               | 0  |
| Acreage Info.  | Building Info.                      |  |
| Cultivated Acres   | Type                                |  |
| 0.00   | Base Area                           | 0  |
| Uncultivated Acres   | Adjusted Area                       | 0  |
| 0.00   | Year Built                          | 0000   |
|  | Deed Info.                          |  |
|  | Book & Page                         | 5587-0801  |
|  | Date                                | 06/19/2002   |

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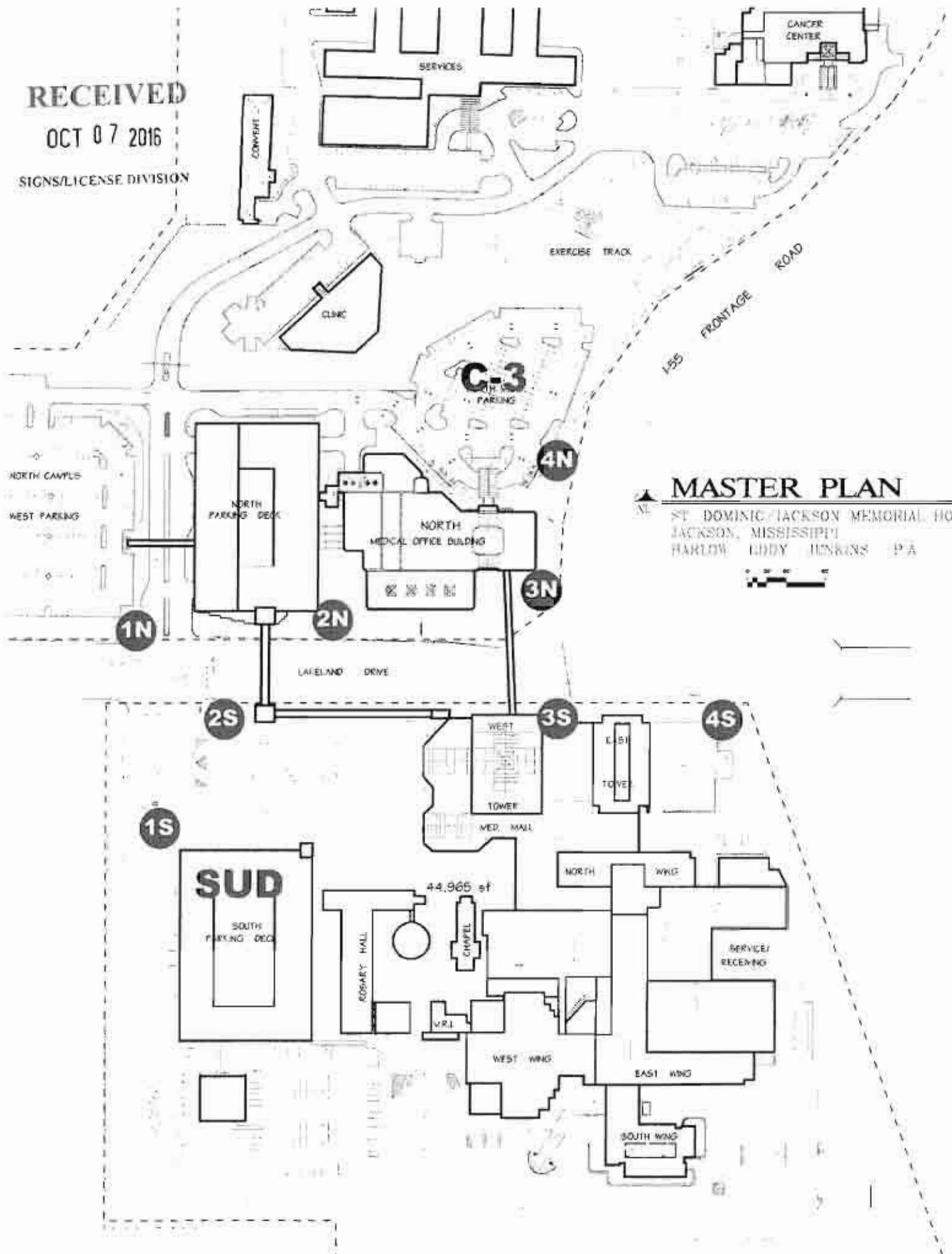
### OCT 07 2016

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SIGNS/LICENSE DIVISION



### MASTER PLAN

ST. DOMINIC JACKSON MEMORIAL HOSP  
JACKSON, MISSISSIPPI  
HARLOW LIDDY JENKINS P.A.

**ORDER REQUESTING THE CITY COUNCIL REVIEW AND VOTE TO DENY THE SIGN VARIANCE REQUEST FOR ST. DOMINIC'S HOSPITAL TO ERECT FOUR GROUND/MONUMENT SIGNS TOTALING 367 SQ FT WITHIN A SUD ZONE WHICH ONLY ALLOWS ONE GROUND/MONUMENT SIGN PER STREET FRONTAGE WITH A MAXIMUM OF 100 SQ FT OF SIGN AREA (WARD 7)**

OFFICE OF THE CITY ATTORNEY  
10-24-18

**WHEREAS**, the public health, safety or general welfare of the community may require that variances be granted in specific cases as set forth in City of Jackson Sign Ordinance, Sections 102-26, et seq., of the City of Jackson Code of Ordinances; and

**WHEREAS**, pursuant to Section 102-40, no action by the City Council may be taken concerning a variance from the sign regulations until after a public hearing in relation thereto, at which parties in interest and the general citizenry shall have an opportunity to be heard; and

**WHEREAS**, no variance from the Sign Ordinance shall be passed by the City Council unless and until an application seeking the variance is filed with the City's Signs and License Division, with such application containing, at a minimum, a legal description, location map, plot plan, the exact nature of the requested variance, the grounds upon which it is requested, and/or such other information as may be required by the Signs and License Division manager; and

**WHEREAS**, said variance application shall also demonstrate that:

1. Special conditions and circumstances exist which are peculiar to the land, structure, or building involved and which are not applicable to other lands, structures, or buildings in the same district;
2. The literal interpretation of the provisions of the Sign Ordinance would deprive the applicant of rights commonly enjoyed by other properties in the same district under the provisions of the Sign Ordinance;
3. The special conditions and circumstances do not result from actions of the applicant; and
4. Granting the variance requested will not confer upon the applicant any special privilege that is denied by the Sign Ordinance to other similar lands, structures, or buildings in the same district; and

**WHEREAS**, St. Dominic's Hospital, the applicant herein, has requested a variance from the Sign Ordinance regulations to erect four ground/monument signs totaling 367 sq ft within a SUD zone which only allows one ground/monument sign per street frontage with a maximum of 100 sq. ft. of sign area.

#5

**IT IS THEREFORE, ORDERED** that St. Dominic's Hospital is hereby *(denied)* a variance from the Sign Ordinance regulations to erect four ground/monument signs totaling 367 sq ft within a SUD zone which only allows one ground/monument sign per street frontage with a maximum of 100 sq. ft. of sign area, it being determined that the parties in interest and the general citizenry first had their opportunity to be heard and that the applicant **(has not)** met the necessary criteria for the requested variance.

**IT IS FURTHER ORDERED** that the City Council has considered the variance application and grants the variance requested therein based on a finding that special conditions and circumstances exist which are peculiar to the land, structure, or building involved and which are not applicable to other lands, structures, or buildings in the same district; the literal interpretation of the provision of the Sign Ordinance *(would not)* deprive the applicant of rights commonly enjoyed by other properties in the same district under the provisions of the Sign Ordinance; the special conditions and circumstances do not result from actions of the applicant; and granting the variance requested *(will)* confer upon the applicant any special privilege that is denied by the Sign Ordinance to other similar lands, structures, or buildings in the same district.

Item#

November 15, 2016

By: Taylor, Coleman, Yarber

CITY COUNCIL AGENDA ITEM 10 POINT DATA SHEET

10-17-2016

DATE

| POINTS  | COMMENTS  |        |         |        |     |     |     |     |          |     |          |      |         |        |     |     |    |     |     |     |          |     |         |        |     |     |    |     |     |     |          |     |         |        |     |     |    |     |     |     |          |      |         |        |     |     |    |     |     |     |          |
|---|---|--------|---------|--------|-----|-----|-----|-----|----------|-----|----------|------|---------|--------|-----|-----|----|-----|-----|-----|----------|-----|---------|--------|-----|-----|----|-----|-----|-----|----------|-----|---------|--------|-----|-----|----|-----|-----|-----|----------|------|---------|--------|-----|-----|----|-----|-----|-----|----------|
| 1. Brief Description/Purpose  | Request for St. Dominic's Hospital to erect four ground/monument signs totaling 367 sq ft within a SUD zone which only allows one ground/monument sign per street frontage with a maximum of 100 sq. ft.  |        |         |        |     |     |     |     |          |     |          |      |         |        |     |     |    |     |     |     |          |     |         |        |     |     |    |     |     |     |          |     |         |        |     |     |    |     |     |     |          |      |         |        |     |     |    |     |     |     |          |
| 2. Public Policy Initiative<br>1. Youth & Education<br>2. Crime Prevention<br>3. Changes in City Government<br>4. Neighborhood Enhancement<br>5. Economic Development<br>6. Infrastructure and Transportation<br>7. Quality of Life | N/A   |        |         |        |     |     |     |     |          |     |          |      |         |        |     |     |    |     |     |     |          |     |         |        |     |     |    |     |     |     |          |     |         |        |     |     |    |     |     |     |          |      |         |        |     |     |    |     |     |     |          |
| 3. Who will be affected   | N/A   |        |         |        |     |     |     |     |          |     |          |      |         |        |     |     |    |     |     |     |          |     |         |        |     |     |    |     |     |     |          |     |         |        |     |     |    |     |     |     |          |      |         |        |     |     |    |     |     |     |          |
| 4. Benefits   | N/A   |        |         |        |     |     |     |     |          |     |          |      |         |        |     |     |    |     |     |     |          |     |         |        |     |     |    |     |     |     |          |     |         |        |     |     |    |     |     |     |          |      |         |        |     |     |    |     |     |     |          |
| 5. Schedule (beginning date)  | N/A   |        |         |        |     |     |     |     |          |     |          |      |         |        |     |     |    |     |     |     |          |     |         |        |     |     |    |     |     |     |          |     |         |        |     |     |    |     |     |     |          |      |         |        |     |     |    |     |     |     |          |
| 6. Location:<br>▪ WARD<br>▪ CITYWIDE (yes or no) (area)<br>▪ Project limits if applicable   | Ward 7<br><br>969 Lakeland Dr.  |        |         |        |     |     |     |     |          |     |          |      |         |        |     |     |    |     |     |     |          |     |         |        |     |     |    |     |     |     |          |     |         |        |     |     |    |     |     |     |          |      |         |        |     |     |    |     |     |     |          |
| 7. Action implemented by:<br>▪ City Department <input checked="" type="checkbox"/><br>▪ Consultant <input type="checkbox"/>   | Department of Planning & Development<br>Signs & License Division  |        |         |        |     |     |     |     |          |     |          |      |         |        |     |     |    |     |     |     |          |     |         |        |     |     |    |     |     |     |          |     |         |        |     |     |    |     |     |     |          |      |         |        |     |     |    |     |     |     |          |
| 8. COST   | N/A   |        |         |        |     |     |     |     |          |     |          |      |         |        |     |     |    |     |     |     |          |     |         |        |     |     |    |     |     |     |          |     |         |        |     |     |    |     |     |     |          |      |         |        |     |     |    |     |     |     |          |
| 9. Source of Funding<br>▪ General Fund <input type="checkbox"/><br>▪ Grant <input type="checkbox"/><br>▪ Bond <input type="checkbox"/><br>▪ Other <input type="checkbox"/>  | N/A   |        |         |        |     |     |     |     |          |     |          |      |         |        |     |     |    |     |     |     |          |     |         |        |     |     |    |     |     |     |          |     |         |        |     |     |    |     |     |     |          |      |         |        |     |     |    |     |     |     |          |
| 10. EBO participation   | <table border="0"> <tr> <td>ABE</td> <td>_____ %</td> <td>WAIVER</td> <td>yes</td> <td>___</td> <td>no</td> <td>___</td> <td>N/A</td> <td>___</td> <td><u>X</u></td> </tr> <tr> <td>AABE</td> <td>_____ %</td> <td>WAIVER</td> <td>yes</td> <td>___</td> <td>no</td> <td>___</td> <td>N/A</td> <td>___</td> <td><u>X</u></td> </tr> <tr> <td>WBE</td> <td>_____ %</td> <td>WAIVER</td> <td>yes</td> <td>___</td> <td>no</td> <td>___</td> <td>N/A</td> <td>___</td> <td><u>X</u></td> </tr> <tr> <td>HBE</td> <td>_____ %</td> <td>WAIVER</td> <td>yes</td> <td>___</td> <td>no</td> <td>___</td> <td>N/A</td> <td>___</td> <td><u>X</u></td> </tr> <tr> <td>NABE</td> <td>_____ %</td> <td>WAIVER</td> <td>yes</td> <td>___</td> <td>no</td> <td>___</td> <td>N/A</td> <td>___</td> <td><u>X</u></td> </tr> </table> | ABE    | _____ % | WAIVER | yes | ___ | no  | ___ | N/A      | ___ | <u>X</u> | AABE | _____ % | WAIVER | yes | ___ | no | ___ | N/A | ___ | <u>X</u> | WBE | _____ % | WAIVER | yes | ___ | no | ___ | N/A | ___ | <u>X</u> | HBE | _____ % | WAIVER | yes | ___ | no | ___ | N/A | ___ | <u>X</u> | NABE | _____ % | WAIVER | yes | ___ | no | ___ | N/A | ___ | <u>X</u> |
| ABE   | _____ %   | WAIVER | yes     | ___    | no  | ___ | N/A | ___ | <u>X</u> |     |          |      |         |        |     |     |    |     |     |     |          |     |         |        |     |     |    |     |     |     |          |     |         |        |     |     |    |     |     |     |          |      |         |        |     |     |    |     |     |     |          |
| AABE  | _____ %   | WAIVER | yes     | ___    | no  | ___ | N/A | ___ | <u>X</u> |     |          |      |         |        |     |     |    |     |     |     |          |     |         |        |     |     |    |     |     |     |          |     |         |        |     |     |    |     |     |     |          |      |         |        |     |     |    |     |     |     |          |
| WBE   | _____ %   | WAIVER | yes     | ___    | no  | ___ | N/A | ___ | <u>X</u> |     |          |      |         |        |     |     |    |     |     |     |          |     |         |        |     |     |    |     |     |     |          |     |         |        |     |     |    |     |     |     |          |      |         |        |     |     |    |     |     |     |          |
| HBE   | _____ %   | WAIVER | yes     | ___    | no  | ___ | N/A | ___ | <u>X</u> |     |          |      |         |        |     |     |    |     |     |     |          |     |         |        |     |     |    |     |     |     |          |     |         |        |     |     |    |     |     |     |          |      |         |        |     |     |    |     |     |     |          |
| NABE  | _____ %   | WAIVER | yes     | ___    | no  | ___ | N/A | ___ | <u>X</u> |     |          |      |         |        |     |     |    |     |     |     |          |     |         |        |     |     |    |     |     |     |          |     |         |        |     |     |    |     |     |     |          |      |         |        |     |     |    |     |     |     |          |

Department of Planning and Development



200 South President Street  
Post Office Box 17  
Jackson, Mississippi 39205-0017

## MEMORANDUM

**TO:** Mayor Tony Yarber

**FROM:** Eric Jefferson, Director   
Department of Planning & Development

**DATE:** October 17, 2016

**RE:** Sign Variance

---

St. Dominic's Hospital, located at 969 Lakeland Drive, is requesting a variance to erect four ground/monument signs totaling 367 sq ft within a SUD zone which only allows one ground/monument sign per street frontage with a maximum of 100 sq. ft. of sign area.

Office of the City Attorney

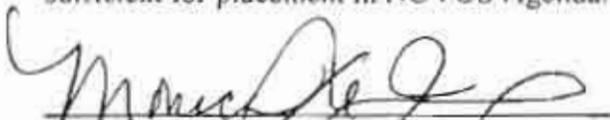
455 East Capitol Street  
Post Office Box 2779  
Jackson, Mississippi 39207-2779  
Telephone: (601) 960-1799  
Facsimile: (601) 960-1756

## OFFICE OF THE CITY ATTORNEY

---

OFFICE OF THE CITY ATTORNEY  
10/21/16

This ORDER REQUESTING THE CITY COUNCIL REVIEW AND VOTE TO DENY THE SIGN VARIANCE REQUEST FOR ST. DOMINIC'S HOSPITAL TO ERECT FOUR GROUND/ MONUMENT SIGNS TOTALING 367 SQ FT WITHIN A SUD ZONE WHICH ONLY ALLOWS ONE GROUND/MONUMENT SIGN PER STREET FRONTAGE WITH A MAXIMUM OF 100 SQ FT OF SIGN AREA (WARD 7) is legally sufficient for placement in NOVUS Agenda.

  
\_\_\_\_\_  
Monica D. Joiner, City Attorney  
Dana Sims, Deputy City Attorney 

10/21/16  
\_\_\_\_\_  
DATE

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OCT 07 2016

SIGNS/LICENSE DIVISION

FOR OFFICE USE ONLY

CASE NO.: \_\_\_\_\_

CITY OF JACKSON, MS

Application for Sign Variance

I. Subject Property Address: 969 Lakeland Drive

II. Purpose for requested Sign Variance: (Brief Description)

St. Dominic-Jackson Memorial Hospital requests a variance from the City of Jackson to allow four ground-mounted signs, one at 142 sq. ft. and three at 75 sq. ft. in an SUD zone which only allows one ground-mounted sign at 100 sq. ft. per street frontage.

III. Have you or any other individual been cited for or notified of any ordinance violations related to this property or business? None known

If yes, please give details and dates of violations:

IV. Are there any Restrictive Covenants? No If yes, please attach copies

V. What is the Zoning classification of property? SUD  
If yes, please attach copies of agency findings and decisions.

VI. APPLICANT'S INFORMATION:

Name: St. Dominic-Jackson Memorial Hospital

Mailing Address: 969 Lakeland Dr.

City: Jackson State: MS Zip: 39216

Contact Phone 601-200-6986 Fax \_\_\_\_\_

Email: anorth@stdom.com

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SIGNS/LICENSE DIVISION

VII. APPLICANT WILL BE REPRESENTED BY: Same as above

Name: Digital Imaging Group

Mailing Address: 513 Liberty Rd., Ste. 48

City: Flowood State: MS Zip: 39232

Contact Phone: 601-939-2008 Fax: \_\_\_\_\_

Email: chase@dig.us.com

VIII. CURRENT PROPERTY OWNER(S): Same as above

Name: St. Dominic-Jackson Memorial Hospital

Mailing Address: 969 Lakeland Dr.

City: Jackson State: MS Zip: 39216

Email: anorth@stdom.com

IX. APPLICATION FEE SCHEDULE: \*fees are non-refundable after public hearing

X Variance(s) \$450.00

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**DECLARATION:**

By signing this application, it is understood and agreed that permission is hereby given the duly authorized representative of the City of Jackson to make an investigation of the need for the sign variance request. It is further understood that the Sign & License Manager and staff may inspect the subject property, make photographs and obtain any verifications and data necessary for preparation of its report to the City Council.

The above information is true and complete to the best of my knowledge.

Trace Swartz

WITNESS THE SIGNATURE(S) of the owner(s) of the subject property located at

969 Lakeland Dr., Jackson, MS 39216 Jackson, Mississippi

On this the 5 day of October, 2016.

STATE OF MISSISSIPPI  
COUNTY OF HINDS

Personally came and appeared before me, the within named:

Trace Swartz

Who signed and delivered the above and foregoing instrument as and for their free act and deed on the day and year therein mentioned, and who acknowledge to me that they are the owner(s) of the subject property as described in this Sign Variance Application.

GIVEN UNDER MY HAND AND OFFICIAL SEAL OF OFFICE, this the 5

Day of October, 2016.

MY COMMISSION EXPIRES:

10-5-17

Fay B. Fife  
NOTARY PUBLIC



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### Statement of Intent

St. Dominic-Jackson Memorial Hospital (St. Dominic's) requests a variance from the City of Jackson to allow four ground-mounted signs, one at 142 sq. ft. and three at 75 sq. ft. in a SUD zone which only allows one ground-mounted sign at 100 sq. ft. per street frontage. Approval of this variance would allow St. Dominic's to replace the four existing ground-mounted frontage signs on its South Campus (south of Lakeland Drive) directly in front of the St. Dominic's acute care hospital and emergency room located at 969 Lakeland Dr.

St. Dominic's has a complex campus that covers areas on both the north and south side of Lakeland Dr. It is critical for visitors to have an early warning and easy-to-follow directions to the various service offerings, but most especially emergency care. Early and frequent warnings will help avoid traffic congestion or accidents. St. Dominic's wants to make certain the public can safely access all of its facilities and services. Key features of each of the new signs include:

- Smaller or similar size compared to the existing signs (see the included sign size comparison document), in the existing sign locations, with the same footprint
- Smaller top that does not extend beyond the base (see the included sign comparison images), potentially creating greater upper utility right-of-way access
- Greater visibility due to reflective paint and brighter LED backlights
- Easier navigation due to updated directional signs
- Nicer approach for one of the City of Jackson's major thoroughfares by replacing aging signs that are in need of repair

The signs, labeled 1S, 2S, 3S and 4S on the attached location map/plot plan (sign measurements also attached), will replace the four street frontage signs running west from the southbound exit ramp of I-55 (4S and 3S) along Lakeland Dr. to the South Entrance sign (2S). Sign (1S) is just inside the South Entrance. The requested signs will primarily assist patients coming to the hospital for emergency care, surgical services or to visit a physician in one of the two medical office buildings that adjoin the hospital. Due to the heavy volume of vehicular traffic on Lakeland Drive at and west of the I-55 interchange, it is difficult for patients to identify the many services offered at the South Campus, particularly during peak traffic hours. Placement of these signs will allow all drivers sufficient time to identify the building name and be able to safely maneuver into the proper lane to turn off of Lakeland Drive onto St. Dominic's South Campus. Similar to traffic signs, the requested signs will provide assistance in clearly identifying this public service to all patients and help to make this busy intersection safer.

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SIGNS/LICENSE DIVISION

Statement of Intent (cont.)

The above information is true and complete to the best of my knowledge.

Trace Smith

WITNESS THE SIGNATURE(S) of the owner(s) of the subject property located at

969 Lakeland Dr., Jackson, MS 39216

On this the 5 day of October, 2016

STATE OF MISSISSIPPI  
COUNTY OF HINDS

Personally came and appeared before me, the within named:

Trace Smith

Who signed and delivered the above and forgoing instrument as and for their free act and deed on the day and year therein mentioned, and who acknowledged to me that they are the owner(s) of the subject property as described in this Sign Variance Application.

GIVEN UNDER MY HAND AND OFFICIAL SEAL OF OFFICE, this the 5

Day of October, 2016

MY COMMISSION EXPIRES:

10-5-17 Fay B. Fife  
NOTARY PUBLIC





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SIGNS/LICENSE DIVISION

APPLICATION FOR SIGN PERMIT  
CITY OF JACKSON  
DEPARTMENT OF PLANNING AND DEVELOPMENT  
SIGN AND LICENSE DIVISION  
200 S. PRESIDENT STREET-JACKSON, MS 39201  
601-960-1154

DATE RECEIVED IN OFFICE:

|   |                          |  |  |
|---|--------------------------|--|--|
| <b>CONTRACTOR/ERECTOR:</b>  |                          | <b>LOCATION/ADDRESS OF SIGN:</b>   |  |
| Name <u>Digital Imaging Group</u>   |                          | Business Name <u>St. Dominic-Jackson Memorial Hospital</u>                     |  |
| Address <u>513 Liberty Rd., Ste. 4B</u>   |                          | Business Address <u>969 Lakeland Dr.</u>                                       |  |
| City <u>Flowood</u> State <u>MS</u> Zip <u>39232</u>  |                          | Owner's Name <u>St. Dominic's</u>  |  |
| Phone <u>601-939-2008</u>   |                          | Phone <u>601-200-6966</u>  |  |
| Bonded and Insured Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>                                  |                          | Privilege License # _____  |  |
| City of Jackson Privilege License # <u>061-16937-1</u>  |                          |  |  |
| <b>GROUND-MOUNTED:</b>  | <b>BUILDING-MOUNTED:</b> | <b>TYPE OF LIGHTING:</b>   |  |
| Overall Height <u>180"</u>  | Height _____             | Internal <input checked="" type="checkbox"/> External <input type="checkbox"/> |  |
| Height <u>180"</u>  | Length _____             | UL# _____  |  |
| Length <u>60"</u>   | Square Footage _____     | Sign Material Type: <u>Aluminum</u>  |  |
| Square Footage <u>75</u>  | Wall Area _____          | <u>LED</u>   |  |
| Wind Pressure _____   |                          | <u>Acrylic</u>   |  |
| Billboard <input type="checkbox"/>  |                          |  |  |
| <b>WORDING ON SIGN(S):</b>  |                          | <b>ZONING CLASS: <u>SUD</u></b>  |  |
| <u>St. Dominic's (logo)</u>   |                          | Date Inspected: _____  |  |
| <u>← Free Valet Parking</u>   |                          | APPROVED <input type="checkbox"/>  |  |
| <u>← Medical Office Towers</u>  |                          | DISAPPROVED <input type="checkbox"/>   |  |
| <u>← North Entrance</u>   |                          |  |  |
| <u>↑ South Entrance</u>   |                          |  |  |
| <u>← Emergency</u>  |                          |  |  |
| Temporary Banner <input type="checkbox"/> Plot Drawings <input type="checkbox"/> Sign Drawings <input type="checkbox"/> |                          |  |  |

I hereby certify that I have read this application and that all information contained herein is true and correct; that I agree to comply with all City Ordinances, Codes, and State Laws regulating sign construction; that I am the owner or authorized to act as the owner's agent for the herein described work.

[Signature] 10/5/16  
Applicant's Signature Date

\_\_\_\_\_  
Sign and License Division Manager



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OCT 07 2016

SIGNS/LICENSE DIVISION

APPLICATION FOR SIGN PERMIT  
CITY OF JACKSON  
DEPARTMENT OF PLANNING AND DEVELOPMENT  
SIGN AND LICENSE DIVISION  
200 S. PRESIDENT STREET-JACKSON, MS 39201  
601-960-1154

DATE RECEIVED IN OFFICE:

|   |                          |  |  |
|---|--------------------------|--|--|
| <b>CONTRACTOR/ERECTOR:</b>  |                          | <b>LOCATION/ADDRESS OF SIGN:</b>   |  |
| Name <u>Digital Imaging Group</u>   |                          | Business Name <u>St. Dominic - Jackson Memorial Hospital</u>                   |  |
| Address <u>513 Liberty Rd, Ste 4B</u>   |                          | Business Address <u>969 Lakeland Dr.</u>                                       |  |
| City <u>Flowood</u> State <u>MS</u> Zip <u>39232</u>  |                          | Owner's Name <u>St. Dominic's</u>  |  |
| Phone <u>601-939-2008</u>   |                          | Phone <u>601-220-6980</u>  |  |
| Bonded and Insured Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>                                  |                          | Privilege License # _____  |  |
| City of Jackson Privilege License # <u>061-16937-1</u>  |                          |  |  |
| <b>GROUND-MOUNTED:</b>  | <b>BUILDING-MOUNTED:</b> | <b>TYPE OF LIGHTING:</b>   |  |
| Overall Height <u>240"</u>  | Height _____             | Internal <input checked="" type="checkbox"/> External <input type="checkbox"/> |  |
| Height <u>240"</u>  | Length _____             | UL# _____  |  |
| Length <u>85"</u>   | Square Footage _____     | Sign Material Type: <u>Aluminum</u>  |  |
| Square Footage <u>141.7</u>   | Wall Area _____          | <u>LED</u>   |  |
| Wind Pressure _____   |                          | <u>Acrylic</u>   |  |
| Billboard <input type="checkbox"/>  |                          |  |  |
| <b>WORDING ON SIGN(S):</b>  |                          | <b>ZONING CLASS: <u>SLD</u></b>  |  |
| <u>St. Dominic's (logo)</u>   |                          | Date Inspected: _____  |  |
| <u>← Hospital</u>   |                          | APPROVED <input type="checkbox"/>  |  |
| <u>← Medical Office Towers</u>  |                          | DISAPPROVED <input type="checkbox"/>   |  |
| <u>← Emergency</u>  |                          |  |  |
| Temporary Banner <input type="checkbox"/> Plot Drawings <input type="checkbox"/> Sign Drawings <input type="checkbox"/> |                          |  |  |

I hereby certify that I have read this application and that all information contained herein is true and correct; that I agree to comply with all City Ordinances, Codes, and State Laws regulating sign construction; that I am the owner or authorized to act as the owner's agent for the herein described work.

Tracey Smith 10/5/16  
Applicant's Signature Date

\_\_\_\_\_  
Sign and License Division Manager



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OCT 07 2016

SIGNS/LICENSE DIVISION

DATE RECEIVED IN OFFICE:

APPLICATION FOR SIGN PERMIT  
 CITY OF JACKSON  
 DEPARTMENT OF PLANNING AND DEVELOPMENT  
 SIGN AND LICENSE DIVISION  
 200 S. PRESIDENT STREET-JACKSON, MS 39201  
 601-960-1154

|   |   |  |  |
|---|---|--|--|
| <b>CONTRACTOR/ERECTOR:</b><br>Name <u>Digital Imaging Group</u><br>Address <u>513 Liberty Rd, Ste 4B</u><br>City <u>Flowood</u> State <u>MS</u> Zip <u>39232</u><br>Phone <u>601-939-2008</u><br>Bonded and Insured Yes <input checked="" type="checkbox"/> No <input type="checkbox"/><br>City of Jackson Privilege License # <u>061-16937-1</u> |   | <b>LOCATION/ADDRESS OF SIGN:</b><br>Business Name <u>St. Dominic-Jackson Memorial Hospital</u><br>Business Address <u>969 Lakeland Dr</u><br>Owner's Name <u>St. Dominic's</u><br>Phone <u>601-200-6981</u><br>Privilege License # _____ |  |
| <b>GROUND-MOUNTED:</b><br>Overall Height <u>180"</u><br>Height <u>180"</u><br>Length <u>60"</u><br>Square Footage <u>75</u><br>Wind Pressure _____<br>Billboard <input type="checkbox"/>  | <b>BUILDING-MOUNTED:</b><br>Height _____<br>Length _____<br>Square Footage _____<br>Wall Area _____ | <b>TYPE OF LIGHTING:</b><br>Internal <input checked="" type="checkbox"/> External <input type="checkbox"/><br>UL# _____<br>Sign Material Type: <u>Aluminum LED acrylic</u>   |  |
| <b>WORDING ON SIGN(S):</b><br><u>St. Dominic's (logo)</u><br><u>← Freight Receiving</u><br><u>→ Hospital Entrance</u><br><u>→ Medical Office Towers</u><br><u>→ Emergency</u><br>Temporary Banner <input type="checkbox"/> Plot Drawings <input type="checkbox"/> Sign Drawings <input type="checkbox"/>  |   | <b>ZONING CLASS:</b> <u>SUD</u><br>Date Inspected: _____<br>APPROVED <input type="checkbox"/><br>DISAPPROVED <input type="checkbox"/>  |  |

I hereby certify that I have read this application and that all information contained herein is true and correct; that I agree to comply with all City Ordinances, Codes, and State Laws regulating sign construction; that I am the owner or authorized to act as the owner's agent for the herein described work.

Tau S. [Signature] 10/5/16  
 Applicant's Signature Date

\_\_\_\_\_  
 Sign and License Division Manager



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OCT 07 2016

SIGNS/LICENSE DIVISION

APPLICATION FOR SIGN PERMIT  
CITY OF JACKSON  
DEPARTMENT OF PLANNING AND DEVELOPMENT  
SIGN AND LICENSE DIVISION  
200 S. PRESIDENT STREET-JACKSON, MS 39201  
601-960-1154

DATE RECEIVED IN OFFICE:

|   |                          |  |  |
|---|--------------------------|--|--|
| <b>CONTRACTOR/ERECTOR:</b>  |                          | <b>LOCATION/ADDRESS OF SIGN:</b>   |  |
| Name <u>Digital Imaging Group</u>   |                          | Business Name <u>St. Dominic-Jackson Memorial Hospital</u>                     |  |
| Address <u>513 Liberty Rd., Ste. 4B</u>   |                          | Business Address <u>909 Lakeland Dr.</u>                                       |  |
| City <u>Floreswood</u> State <u>MS</u> Zip <u>39232</u>   |                          | Owner's Name <u>St. Dominic's</u>  |  |
| Phone <u>601-939-2008</u>   |                          | Phone <u>601-200-6986</u>  |  |
| Bonded and Insured Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>                                  |                          | Privilege License # _____  |  |
| City of Jackson Privilege License # <u>Old-16837-1</u>  |                          |  |  |
| <b>GROUND-MOUNTED:</b>  | <b>BUILDING-MOUNTED:</b> | <b>TYPE OF LIGHTING:</b>   |  |
| Overall Height <u>180"</u>  | Height _____             | Internal <input checked="" type="checkbox"/> External <input type="checkbox"/> |  |
| Height <u>180"</u>  | Length _____             | UL# _____  |  |
| Length <u>60"</u>   | Square Footage _____     | Sign Material Type: <u>Aluminum</u>  |  |
| Square Footage <u>75</u>  | Wall Area _____          | <u>LED</u>   |  |
| Wind Pressure _____   |                          | <u>Acrylic</u>   |  |
| Billboard <input type="checkbox"/>  |                          |  |  |
| <b>WORDING ON SIGN(S):</b>  |                          | <b>ZONING CLASS:</b> <u>SUD</u>  |  |
| <u>St. Dominic's (logo)</u>   |                          | Date Inspected: _____  |  |
| <u>← Freight Receiving Only</u>   |                          | APPROVED <input type="checkbox"/>  |  |
| <u>↑ Hospital</u>   |                          | DISAPPROVED <input type="checkbox"/>   |  |
| <u>↑ Medical Office Towers</u>  |                          |  |  |
| <u>↑ Emergency</u>  |                          |  |  |
| Temporary Banner <input type="checkbox"/> Plot Drawings <input type="checkbox"/> Sign Drawings <input type="checkbox"/> |                          |  |  |

I hereby certify that I have read this application and that all information contained herein is true and correct; that I agree to comply with all City Ordinances, Codes, and State Laws regulating sign construction; that I am the owner or authorized to act as the owner's agent for the herein described work.

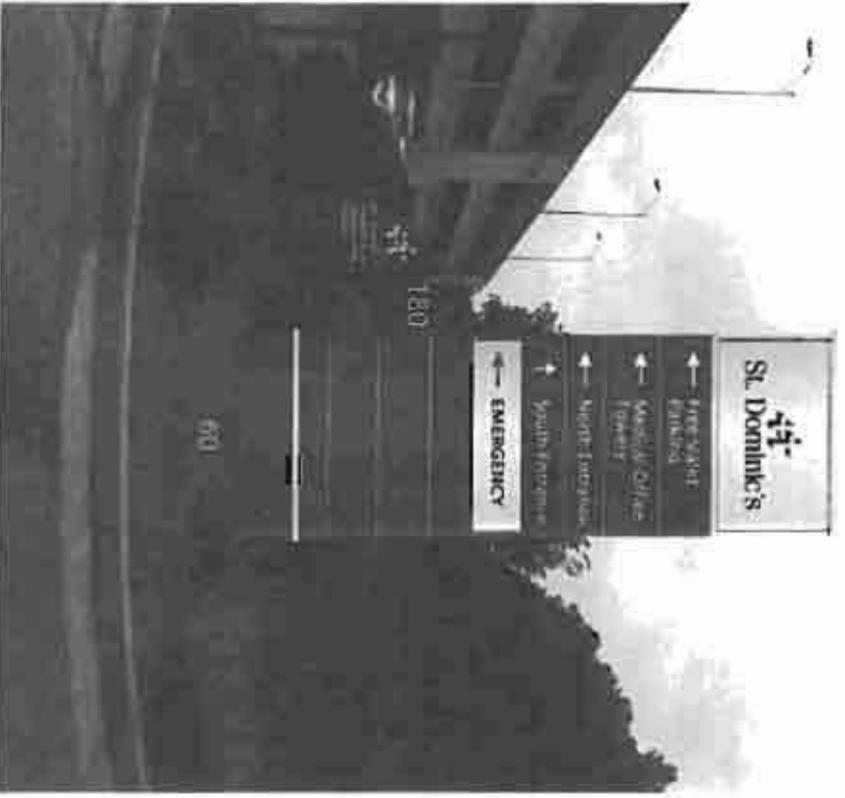
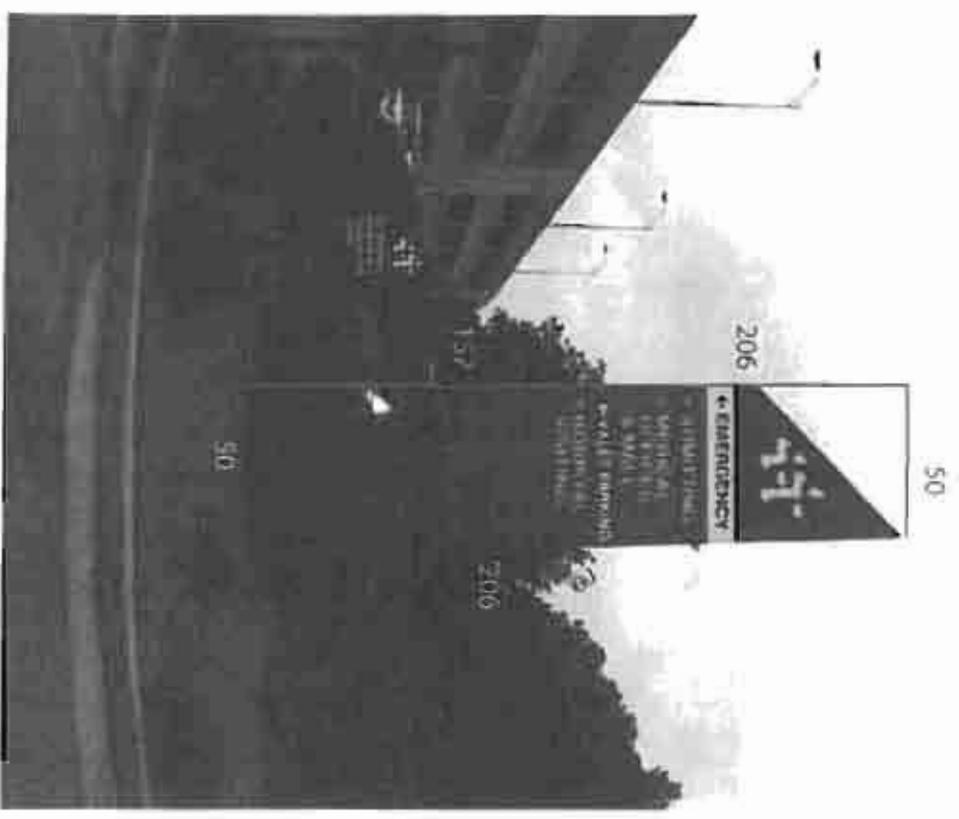
T. Swaffin 10/5/16  
Applicant's Signature Date

\_\_\_\_\_  
Sign and License Division Manager

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OCT 07 2016

SIGNS/LICENSE DIVISION



1S

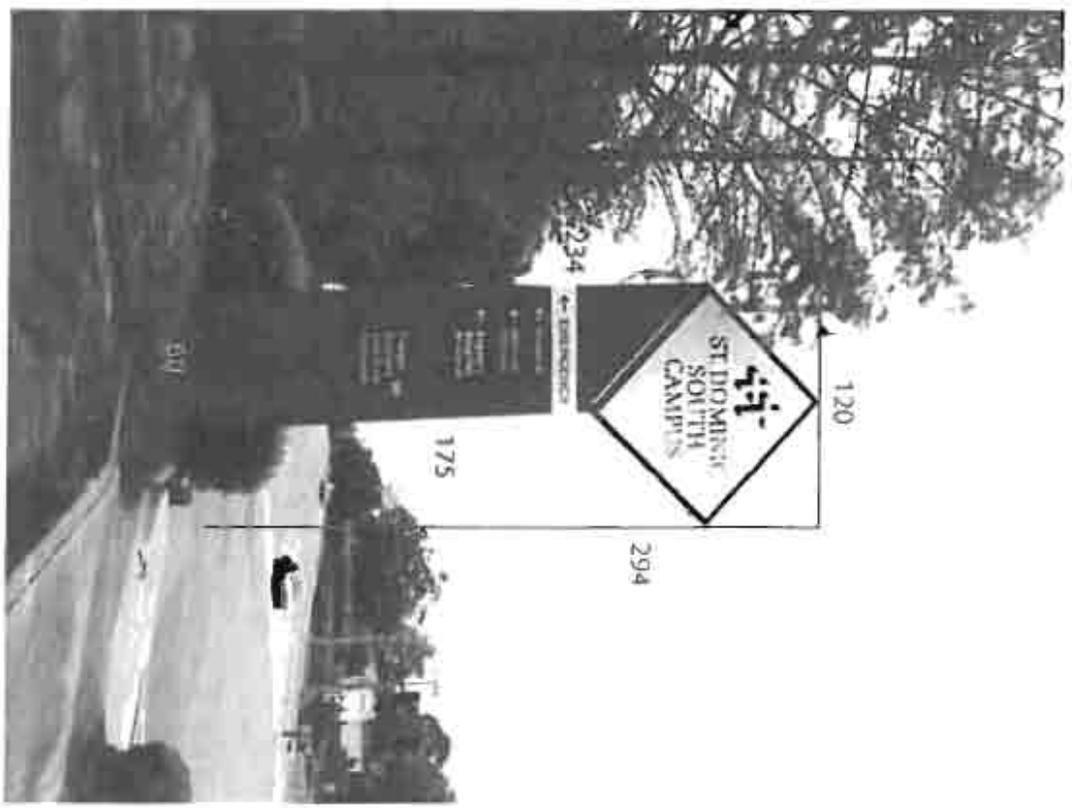
single sided  
13.525 deep  
backlit

180x60

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double sided  
24 deep  
backlit

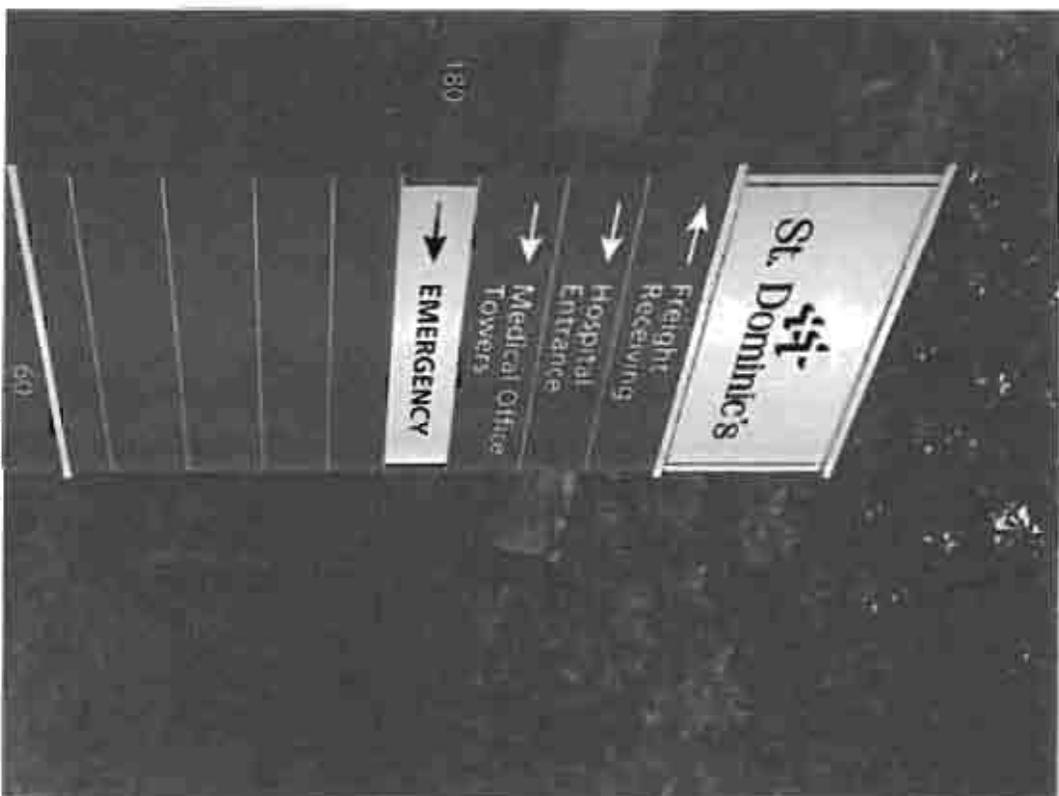
240x85

25

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SIGNS/LICENSE DIVISION



single sided

24 deep  
backlit

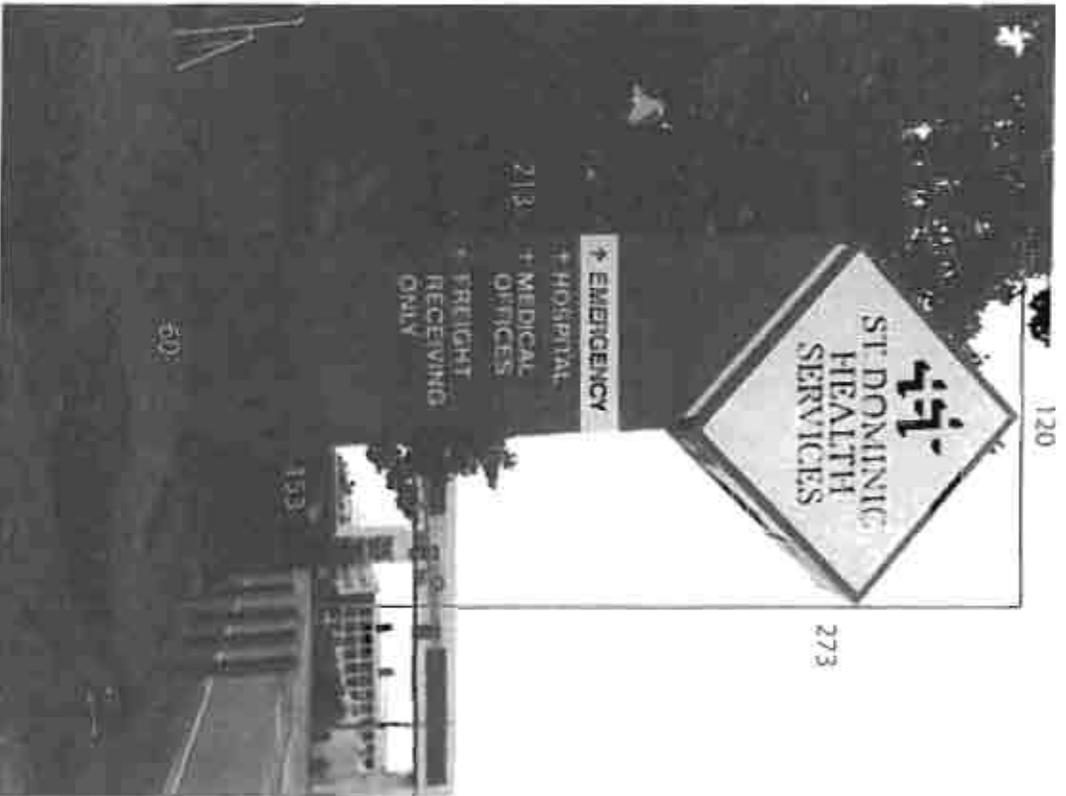
180x60

35

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double sided  
24.5 deep  
backlit

180x60

45

# Landroll Detail

|  |                                     |   |
|--|-------------------------------------|---|
| Parcel Number  | Map Reference Number                |   |
| 5-4  | 609.00 1 1.00                       | <input type="radio"/> <a href="#">View Map</a><br><input type="radio"/> <a href="#">Property Taxes</a><br><input type="radio"/> <a href="#">Gis Map</a> |
| Subdivision No.  | Homestead Exemption Account Numbers |   |
| STR  |                                     |   |
| Assessed Owner   | Assessed Values                     |   |
| <b>ST DOMINIC JACKSON MEMORIAL HOSP</b>  | Land Value                          | 0   |
| 969 LAKELAND DR  | Improvement Value                   | 0   |
| JACKSON, MS. 39216   | Total                               | 0   |
| Location   | Appraised Values                    |   |
| 969 LAKELAND DR  | Land Value                          | 0   |
| Legal Description  | Improvement Value                   | 0   |
| BEG 441.66 FT W INT W/L HWY 51 N & S/L<br>LAKELAND DR W 535.64 FT S 788.43 FT E<br>350 FT S 115 FT E 945.47 FT NWLY 746.52 FT W<br>525.65 FT N 202 FT TO POB PT NW 1/4 SE 1/4<br>SEC 26 T6 R1E | Total                               | 0   |
| Acreage Info.  | Building Info.                      |   |
| Cultivated Acres   | Type                                |   |
| 0.00   | Base Area                           | 0   |
| Uncultivated Acres   | Adjusted Area                       | 0   |
| 0.00   | Year Built                          | 0000  |
|  | Deed Info.                          |   |
|  | Book & Page                         | 5587-0801   |
|  | Date                                | 06/19/2002  |

[Back](#)   [Search](#)

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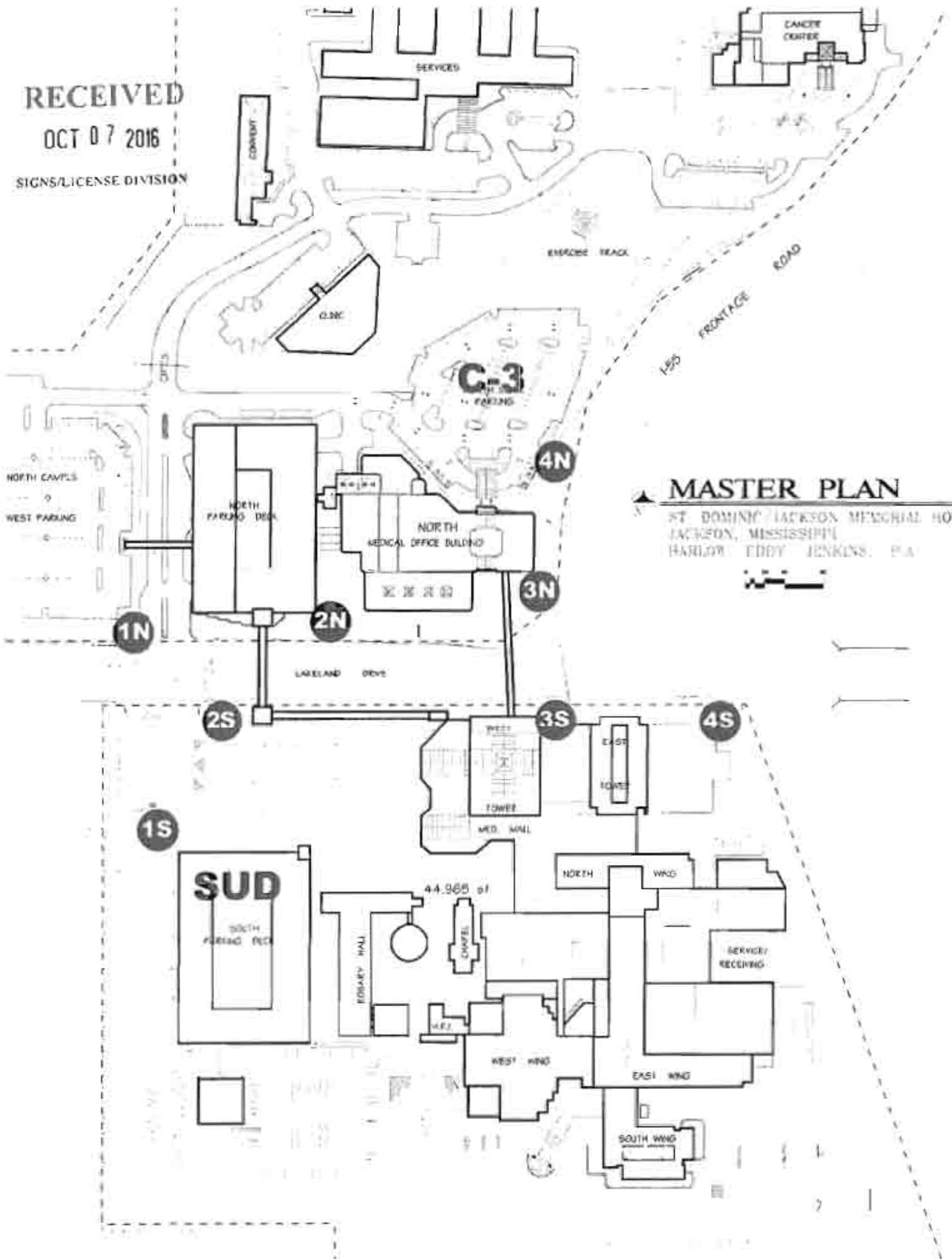
### OCT 07 2016

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**MASTER PLAN**

ST. DOMINIC JACKSON MEMORIAL HOSP  
JACKSON, MISSISSIPPI  
HARBOR EDDY JENKINS, P.A.



**REQUESTING THE CITY COUNCIL REVIEW AND VOTE TO APPROVE THE SIGN VARIANCE REQUEST FOR ST. DOMINIC'S HOSPITAL TO NOT MEET THE REQUIRED SETBACK FOR GROUND SIGNS AND ERECT THREE GROUND/MONUMENT SIGNS WITHIN A UTILITY EASEMENT INSIDE A SUD ZONE THAT PROHIBITS SIGNS TO BE ERECTED OR PLACED ON, PROJECTED OVER, OR OVER HANG ANY PUBLIC RIGHT-OF-WAY, WALKWAY, STREET, ALLEY OR EASEMENT OTHER THAN SIGNS PLACED THERE BY THE GOVERNMENTAL AGENCY OWNING THE RIGHT-OF-WAY, WALKWAY, STREET, ALLEY OR EASEMENT (WARD 7)**

**WHEREAS**, the public health, safety or general welfare of the community may require that variances be granted in specific cases as set forth in City of Jackson Sign Ordinance, Sections 102-26, et seq., of the City of Jackson Code of Ordinances; and

**WHEREAS**, pursuant to Section 102-40, no action by the City Council may be taken concerning a variance from the sign regulations until after a public hearing in relation thereto, at which parties in interest and the general citizenry shall have an opportunity to be heard; and

**WHEREAS**, no variance from the Sign Ordinance shall be passed by the City Council unless and until an application seeking the variance is filed with the City's Signs and License Division, with such application containing, at a minimum, a legal description, location map, plot plan, the exact nature of the requested variance, the grounds upon which it is requested, and/or such other information as may be required by the Signs and License Division manager; and

**WHEREAS**, said variance application shall also demonstrate that:

1. Special conditions and circumstances exist which are peculiar to the land, structure, or building involved and which are not applicable to other lands, structures, or buildings in the same district;
2. The literal interpretation of the provisions of the Sign Ordinance would deprive the applicant of rights commonly enjoyed by other properties in the same district under the provisions of the Sign Ordinance;
3. The special conditions and circumstances do not result from actions of the applicant; and
4. Granting the variance requested will not confer upon the applicant any special privilege that is denied by the Sign Ordinance to other similar lands, structures, or buildings in the same district; and

**WHEREAS**, St. Dominic's Hospital, the applicant herein, has requested a variance from the Sign Ordinance regulations to not meet the required setback for ground signs and erect three ground/monument signs within a utility easement inside a SUD zone that prohibits signs to be erected or placed on, projected over, or over hang any public right-of-way, walkway, street, alley

#6

or easement other than signs placed there by the governmental agency owning the right-of-way, walkway, street, alley or easement.

**IT IS THEREFORE, ORDERED** that St. Dominic's Hospital is hereby (*approved*) a variance from the Sign Ordinance regulations to not meet the required setback for ground signs and erect three ground/monument signs within a utility easement inside a SUD zone that prohibits signs to be erected or placed on, projected over, or over hang any public right-of-way, walkway, street, alley or easement other than signs placed there by the governmental agency owning the right-of-way, walkway, street, alley or easement, it being determined that the parties in interest and the general citizenry first had their opportunity to be heard and that the applicant (**has**) met the necessary criteria for the requested variance.

**IT IS FURTHER ORDERED** that the City Council has considered the variance application and grants the variance requested therein based on a finding that special conditions and circumstances exist which are peculiar to the land, structure, or building involved and which are not applicable to other lands, structures, or buildings in the same district; the literal interpretation of the provision of the Sign Ordinance (*would*) deprive the applicant of rights commonly enjoyed by other properties in the same district under the provisions of the Sign Ordinance; the special conditions and circumstances do not result from actions of the applicant; and granting the variance requested (*will not*) confer upon the applicant any special privilege that is denied by the Sign Ordinance to other similar lands, structures, or buildings in the same district.

Item#

November 15, 2016

By: Taylor, Coleman, Yarber

CITY COUNCIL AGENDA ITEM 10 POINT DATA SHEET

10-17-2016

DATE

| POINTS |   | COMMENTS   |  |
|--------|---|--|--|
| 1.     | <b>Brief Description/Purpose</b>  | Request for St. Dominic's Hospital to not meet the required setback for ground signs and erect three ground signs within a utility easement. |  |
| 2.     | <b>Public Policy Initiative</b><br>1. Youth & Education<br>2. Crime Prevention<br>3. Changes in City Government<br>4. Neighborhood Enhancement<br>5. Economic Development<br>6. Infrastructure and Transportation<br>7. Quality of Life | N/A  |  |
| 3.     | <b>Who will be affected</b>   | N/A  |  |
| 4.     | <b>Benefits</b>   | N/A  |  |
| 5.     | <b>Schedule (beginning date)</b>  | N/A  |  |
| 6.     | <b>Location:</b><br>▪ WARD<br>▪ CITYWIDE (yes or no) (area)<br>▪ Project limits if applicable   | 969 Lakeland Drive WARD 7  |  |
| 7.     | <b>Action implemented by:</b><br>▪ City Department <input checked="" type="checkbox"/><br>▪ Consultant <input type="checkbox"/>   | Department of Planning & Development<br>Signs & License Division   |  |
| 8.     | <b>COST</b>   | N/A  |  |
| 9.     | <b>Source of Funding</b><br>▪ General Fund <input type="checkbox"/><br>▪ Grant <input type="checkbox"/><br>▪ Bond <input type="checkbox"/><br>▪ Other <input type="checkbox"/>  | N/A  |  |
| 10.    | <b>EBO participation</b>  | ABE _____ %<br>AABE _____ %<br>WBE _____ %<br>HBE _____ %<br>NABE _____ %  | WAIVER yes ___ no ___ N/A <u>X</u><br>WAIVER yes ___ no ___ N/A <u>X</u> |

Department of Planning and Development



200 South President Street  
Post Office Box 17  
Jackson, Mississippi 39205-0017

## MEMORANDUM

**TO:** Mayor Tony Yarber

**FROM:** Eric Jefferson, Director *EO*  
Department of Planning & Development

**DATE:** October 17, 2016

**RE:** Sign Variance

---

St. Dominic's Hospital located at 969 Lakeland Drive, is requesting a variance to not meet the required setback for ground signs and erect three ground/monument signs within a utility easement inside a SUD zone that prohibits signs to be erected or placed on, projected over, or over hang any public right-of-way, walkway, street, alley or easement other than signs placed there by the governmental agency owning the right-of-way, walkway, street, alley or easement.

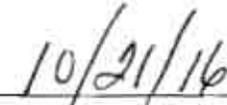
Office of the City Attorney

455 East Capitol Street  
Post Office Box 2779  
Jackson, Mississippi 39207-2779  
Telephone: (601) 960-1799  
Facsimile: (601) 960-1756

## OFFICE OF THE CITY ATTORNEY

This REQUESTING THE CITY COUNCIL REVIEW AND VOTE TO APPROVE THE SIGN VARIANCE REQUEST FOR ST. DOMINIC'S HOSPITAL TO NOT MEET THE REQUIRED SETBACK FOR GROUND SIGNS AND ERECT THREE GROUND/MONUMENT SIGNS WITHIN A UTILITY EASEMENT INSIDE A SUD ZONE THAT PROHIBITS SIGNS TO BE ERECTED OR PLACED ON, PROJECTED OVER, OR OVER HANG ANY PUBLIC RIGHT-OF-WAY, WALKWAY, STREET ALLEY OR EASEMENT OTHER THAN SIGNS PLACED THERE BY THE GOVERNMENTAL AGENCY OWNING THE RIGHT-OF-WAY, WALKWAY, STREET, ALLEY OR EASEMENT (WARD 7) is legally sufficient for placement in NOVUS Agenda.

  
\_\_\_\_\_  
Monica D. Joiner, City Attorney  
Dana Sims, Deputy City Attorney 

  
\_\_\_\_\_  
DATE

OFFICE OF THE CITY ATTORNEY  
10/21/16

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SIGNS/LICENSE DIVISION

PAID 450.00 # 35 1118  
10-7-16 K. Easley

FOR OFFICE USE ONLY

CASE NO.: \_\_\_\_\_

CITY OF JACKSON, MS

Application for Sign Variance

I. Subject Property Address: 969 Lakeland Drive

II. Purpose for requested Sign Variance: (Brief Description)

St. Dominic-Jackson Memorial Hospital requests a variance from the City of Jackson to allow three ground-mounted monument signs within the utility right-of-way in an SUD zone.

III. Have you or any other individual been cited for or notified of any ordinance violations related to this property or business? None known

If yes, please give details and dates of violations:

IV. Are there any Restrictive Covenants? No If yes, please attach copies

V. What is the Zoning classification of property? SUD  
If yes, please attach copies of agency findings and decisions.

VI. APPLICANT'S INFORMATION:

Name: St. Dominic-Jackson Memorial Hospital

Mailing Address: 969 Lakeland Dr.

City: Jackson State: MS Zip: 39216

Contact Phone: 601-200-6986 Fax: \_\_\_\_\_

Email: anorth@stdom.com

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VII. APPLICANT WILL BE REPRESENTED BY:  Same as above

Name: Digital Imaging Group

Mailing Address: 513 Liberty Rd., Ste. 48

City: Flowood State: MS Zip: 39232

Contact Phone: 601-939-2008 Fax: \_\_\_\_\_

Email: chase@dig.us.com

VIII. CURRENT PROPERTY OWNER(S):  Same as above

Name: St. Dominic-Jackson Memorial Hospital

Mailing Address: 969 Lakeland Dr.

City: Jackson State: MS Zip: 39216

Email: anorth@stdom.com

IX. APPLICATION FEE SCHEDULE: \*fees are non-refundable after public hearing

Variance(s) \$450.00

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**DECLARATION:**

By signing this application, it is understood and agreed that permission is hereby given the duly authorized representative of the City of Jackson to make an investigation of the need for the sign variance request. It is further understood that the Sign & License Manager and staff may inspect the subject property, make photographs and obtain any verifications and data necessary for preparation of its report to the City Council.

The above information is true and complete to the best of my knowledge.

Trace Swartz

WITNESS THE SIGNATURE(S) of the owner(s) of the subject property located at

969 Lakeland Dr., Jackson, MS 39216 Jackson, Mississippi

On this the 5 day of October, 2016

STATE OF MISSISSIPPI  
COUNTY OF HINDS

Personally came and appeared before me, the within named:

Trace Swartz

Who signed and delivered the above and foregoing instrument as and for their free act and deed on the day and year therein mentioned, and who acknowledge to me that they are the owner(s) of the subject property as described in this Sign Variance Application

GIVEN UNDER MY HAND AND OFFICIAL SEAL OF OFFICE, this the 5

Day of October, 2016

MY COMMISSION EXPIRES

10-5-17

Fay B. Fife  
NOTARY PUBLIC



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SIGNS/LICENSE DIVISION

### Statement of Intent

St. Dominic-Jackson Memorial Hospital (St. Dominic's) requests a variance from the City of Jackson to allow three ground-mounted signs within the utility right-of-way in a SUD zone. Approval of this variance would allow St. Dominic's to replace the three existing ground-mounted street frontage signs on its South Campus (south of Lakeland Drive) directly in front of the St. Dominic's acute care hospital and emergency room located at 969 Lakeland Dr. that are already near the right-of-way. There is little or no additional space to move the signs further back. In addition, the top of the new signs will not extend beyond the base (as the current signs do) providing additional space for above ground utility access.

St. Dominic's has a complex campus that covers areas on both the north and south side of Lakeland Dr. It is critical for visitors to have an early warning and easy-to-follow directions to the various service offerings, but most especially emergency care. Early and frequent warnings will help avoid traffic congestion or accidents. St. Dominic's wants to make certain the public can safely access all of its facilities and services. Key features of each of the new signs include:

- Smaller or similar size compared to the existing signs (see the included sign size comparison document), in the existing sign locations, with the same footprint
- Smaller top that does not extend beyond the base (see the included sign comparison images), potentially creating greater upper utility right-of-way access
- Greater visibility due to reflective paint and brighter LED backlights
- Easier navigation due to updated directional signs
- Nicer approach for one of the City of Jackson's major thoroughfares by replacing aging signs that are in need of repair

The signs, labeled 2S, 3S and 4S on the attached location map/plot plan (sign measurements also attached), will replace two street frontage signs running west from the southbound exit ramp of I-55 (4S and 3S) along Lakeland Dr. to the South Entrance sign (2S). The requested signs will primarily assist patients coming to the hospital for emergency care, surgical services or to visit a physician in one of the two medical office buildings that adjoin the hospital. Due to the heavy volume of vehicular traffic on Lakeland Drive at and west of the I-55 interchange, it is difficult for patients to identify the many services offered at the South Campus, particularly during peak traffic hours. Placement of these signs will allow all drivers sufficient time to identify the building name and be able to safely maneuver into the proper lane to turn off of Lakeland Drive onto St. Dominic's South Campus. Similar to traffic signs, the requested signs will provide assistance in clearly identifying this public service to all patients and help to make this busy intersection safer.

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Statement of Intent (cont.)

The above information is true and complete to the best of my knowledge

*Trace Swartz*  
\_\_\_\_\_

WITNESS THE SIGNATURE(S) of the owner(s) of the subject property located at

969 Lakeland Dr., Jackson, MS 39216

On this the 5 day of October, 2016.

STATE OF MISSISSIPPI  
COUNTY OF HINDS

Personally came and appeared before me, the within named:

*Trace Swartz*  
\_\_\_\_\_

Who signed and delivered the above and forgoing instrument as and for their free act and deed on the day and year therein mentioned, and who acknowledged to me that they are the owner(s) of the subject property as described in this Sign Variance Application.

GIVEN UNDER MY HAND AND OFFICIAL SEAL OF OFFICE, this the 5

Day of October, 2016.

MY COMMISSION EXPIRES:

10-5-17

*Fay B. Fife*  
\_\_\_\_\_  
NOTARY PUBLIC





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APPLICATION FOR SIGN PERMIT  
 CITY OF JACKSON  
 DEPARTMENT OF PLANNING AND DEVELOPMENT  
 SIGN AND LICENSE DIVISION  
 200 S. PRESIDENT STREET-JACKSON, MS 39201  
 601-960-1154

DATE RECEIVED IN OFFICE:

|  |   |   |  |
|--|---|---|--|
| <b>CONTRACTOR/ERECTOR:</b><br>Name <u>Digital Imaging Group</u><br>Address <u>513 Liberty Rd., Ste 4B</u><br>City <u>Flowood</u> State <u>MS</u> Zip <u>39232</u><br>Phone <u>601-939-2008</u><br>Bonded and Insured Yes <input checked="" type="checkbox"/> No <input type="checkbox"/><br>City of Jackson Privilege License # <u>061-16937-1</u> |   | <b>LOCATION/ADDRESS OF SIGN:</b><br>Business Name <u>St. Dominic-Jackson Memorial Hospital</u><br>Business Address <u>969 Lakeland Dr.</u><br>Owner's Name <u>St. Dominic's</u><br>Phone <u>601-200-6166</u><br>Privilege License # _____ |  |
| <b>GROUND-MOUNTED:</b><br>Overall Height <u>180"</u><br>Height <u>180"</u><br>Length <u>60"</u><br>Square Footage <u>75</u><br>Wind Pressure _____<br>Billboard <input type="checkbox"/>   | <b>BUILDING-MOUNTED:</b><br>Height _____<br>Length _____<br>Square Footage _____<br>Wall Area _____ | <b>TYPE OF LIGHTING:</b><br>Internal <input checked="" type="checkbox"/> External <input type="checkbox"/><br>UL# _____<br>Sign Material Type: <u>Aluminum</u><br><u>LED</u><br><u>Acrylic</u>  |  |
| <b>WORDING ON SIGN(S):</b><br><u>St. Dominic's (logo)</u><br><u>← Free Valet Parking</u> <u>↑ South Entrance</u><br><u>← Medical Office Towers</u> <u>← Emergency</u><br><u>← North Entrance</u>   |   | <b>ZONING CLASS:</b> <u>SLD</u><br><br>Date Inspected: _____<br>APPROVED <input type="checkbox"/><br>DISAPPROVED <input type="checkbox"/>   |  |
| Temporary Banner <input type="checkbox"/> Plot Drawings <input type="checkbox"/> Sign Drawings <input type="checkbox"/>  |   |   |  |

I hereby certify that I have read this application and that all information contained herein is true and correct; that I agree to comply with all City Ordinances, Codes, and State Laws regulating sign construction; that I am the owner or authorized to act as the owner's agent for the herein described work.

T. [Signature]      10/5/16  
 Applicant's Signature      Date

\_\_\_\_\_  
 Sign and License Division Manager



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SIGNS/LICENSE DIVISION

APPLICATION FOR SIGN PERMIT  
 CITY OF JACKSON  
 DEPARTMENT OF PLANNING AND DEVELOPMENT  
 SIGN AND LICENSE DIVISION  
 200 S. PRESIDENT STREET-JACKSON, MS 39201  
 601-960-1154

DATE RECEIVED IN OFFICE:

|  |   |   |  |
|--|---|---|--|
| <b>CONTRACTOR/ERECTOR:</b><br>Name <u>Digital Imaging Group</u><br>Address <u>513 Liberty Rd., Ste. 4B</u><br>City <u>Flowood</u> State <u>MS</u> Zip <u>39232</u><br>Phone <u>601-939-2008</u><br>Bonded and Insured Yes <input checked="" type="checkbox"/> No <input type="checkbox"/><br>City of Jackson Privilege License # <u>061-110937-1</u> |   | <b>LOCATION/ADDRESS OF SIGN:</b><br>Business Name <u>St. Dominic - Jackson Memorial Hospital</u><br>Business Address <u>969 Lakeland Dr.</u><br>Owner's Name <u>St. Dominic's</u><br>Phone <u>601-960-6986</u><br>Privilege License # _____ |  |
| <b>GROUND-MOUNTED:</b><br>Overall Height <u>240"</u><br>Height <u>240"</u><br>Length <u>85"</u><br>Square Footage <u>141.7</u><br>Wind Pressure _____<br>Billboard <input type="checkbox"/>  | <b>BUILDING-MOUNTED:</b><br>Height _____<br>Length _____<br>Square Footage _____<br>Wall Area _____ | <b>TYPE OF LIGHTING:</b><br>Internal <input checked="" type="checkbox"/> External <input type="checkbox"/><br>UL# _____<br>Sign Material Type: <u>Aluminum</u><br><u>LED</u><br><u>Acrylic</u>  |  |
| <b>WORDING ON SIGN(S):</b><br><u>St. Dominic's (Logo)</u><br><u>← Hospital</u> <u>Freight Delivery</u><br><u>← Medical Office Towers</u> <u>Use East Entrance</u><br><u>← Emergency</u>  |   | <b>ZONING CLASS:</b> <u>SUD</u><br><br>Date Inspected: _____<br>APPROVED <input type="checkbox"/><br>DISAPPROVED <input type="checkbox"/>   |  |
| Temporary Banner <input type="checkbox"/> Plot Drawings <input type="checkbox"/> Sign Drawings <input type="checkbox"/>  |   |   |  |

I hereby certify that I have read this application and that all information contained herein is true and correct; that I agree to comply with all City Ordinances, Codes, and State Laws regulating sign construction; that I am the owner or authorized to act as the owner's agent for the herein described work.

Tracey Smith  
 Applicant's Signature

10/5/16  
 Date

\_\_\_\_\_  
 Sign and License Division Manager



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SIGNS/LICENSE DIVISION

APPLICATION FOR SIGN PERMIT  
 CITY OF JACKSON  
 DEPARTMENT OF PLANNING AND DEVELOPMENT  
 SIGN AND LICENSE DIVISION  
 200 S. PRESIDENT STREET-JACKSON, MS 39201  
 601-960-1154

DATE RECEIVED IN OFFICE:

|  |   |  |  |
|--|---|--|--|
| <b>CONTRACTOR/ERECTOR:</b>   |   | <b>LOCATION/ADDRESS OF SIGN:</b>   |  |
| Name <u>Digital Imaging Group</u><br>Address <u>513 Liberty Rd, Ste 48</u><br>City <u>Flower</u> State <u>MS</u> Zip <u>39232</u><br>Phone <u>601-939-2008</u><br>Bonded and Insured Yes <input checked="" type="checkbox"/> No <input type="checkbox"/><br>City of Jackson Privilege License # <u>061-16937-1</u> |   | Business Name <u>St. Dominic-Jackson Memorial Hospital</u><br>Business Address <u>969 Lakeland Dr</u><br>Owner's Name <u>St. Dominic's</u><br>Phone <u>601-200-6986</u><br>Privilege License # _____ |  |
| <b>GROUND-MOUNTED:</b>   | <b>BUILDING-MOUNTED:</b>  | <b>TYPE OF LIGHTING:</b>   |  |
| Overall Height <u>180"</u><br>Height <u>180"</u><br>Length <u>60"</u><br>Square Footage <u>75</u><br>Wind Pressure _____<br>Billboard <input type="checkbox"/>   | Height _____<br>Length _____<br>Square Footage _____<br>Wall Area _____ | Internal <input checked="" type="checkbox"/> External <input type="checkbox"/><br>UL# _____<br>Sign Material Type: <u>Aluminum</u><br><u>LED</u><br><u>Acrylic</u>                                   |  |
| <b>WORDING ON SIGN(S):</b>   |   | <b>ZONING CLASS:</b> <u>SUD</u>  |  |
| <u>St. Dominic's (logo)</u><br><u>← Freight Receiving</u><br><u>→ Hospital Entrance</u><br><u>→ Medical Office Towers</u><br><u>→ Emergency</u><br>Temporary Banner <input type="checkbox"/> Plot Drawings <input type="checkbox"/> Sign Drawings <input type="checkbox"/>   |   | Date Inspected: _____<br>APPROVED <input type="checkbox"/><br>DISAPPROVED <input type="checkbox"/>   |  |

I hereby certify that I have read this application and that all information contained herein is true and correct; that I agree to comply with all City Ordinances, Codes, and State Laws regulating sign construction; that I am the owner or authorized to act as the owner's agent for the herein described work.

T. [Signature] 10/5/16  
 Applicant's Signature Date

\_\_\_\_\_  
 Sign and License Division Manager



45

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SIGNS/LICENSE DIVISION

APPLICATION FOR SIGN PERMIT  
CITY OF JACKSON  
DEPARTMENT OF PLANNING AND DEVELOPMENT  
SIGN AND LICENSE DIVISION  
200 S. PRESIDENT STREET-JACKSON, MS 39201  
601-960-1154

DATE RECEIVED IN OFFICE:

|  |  |  |  |
|--|--|--|--|
| CONTRACTOR/ERECTOR:  |  | LOCATION/ADDRESS OF SIGN:                                  |  |
| Name <u>Digital Imaging Group</u>  |  | Business Name <u>St. Dominic Jackson Memorial Hospital</u> |  |
| Address <u>513 Liberty Rd., Ste. 4B</u>  |  | Business Address <u>909 Lakeview Dr.</u>                   |  |
| City <u>Floresville</u> State <u>MS</u> Zip <u>39232</u>                               |  | Owner's Name <u>St. Dominic's</u>                          |  |
| Phone <u>601-939-2008</u>  |  | Phone <u>601-200-6986</u>                                  |  |
| Bonded and Insured Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> |  | Privilege License # _____                                  |  |
| City of Jackson Privilege License # <u>061-16937-1</u>                                 |  |  |  |

|                                    |                      |  |
|------------------------------------|----------------------|--|
| GROUND-MOUNTED:                    | BUILDING-MOUNTED:    | TYPE OF LIGHTING:  |
| Overall Height <u>180"</u>         | Height _____         | Internal <input checked="" type="checkbox"/> External <input type="checkbox"/> |
| Height <u>180"</u>                 | Length _____         | UL# _____  |
| Length <u>60"</u>                  | Square Footage _____ | Sign Material Type: <u>Aluminum</u>  |
| Square Footage <u>75</u>           | Wall Area _____      | <u>LED</u>   |
| Wind Pressure _____                |                      | <u>Acrylic</u>   |
| Billboard <input type="checkbox"/> |                      |  |

|   |                                      |
|---|--------------------------------------|
| WORDING ON SIGN(S):   | ZONING CLASS: <u>SUD</u>             |
| <u>St. Dominic's (logo)</u>   | Date Inspected: _____                |
| <u>← Freight Receiving Only</u>   | APPROVED <input type="checkbox"/>    |
| <u>↑ Hospital</u>   | DISAPPROVED <input type="checkbox"/> |
| <u>↑ Medical Office Towers</u>  |                                      |
| <u>↑ Emergency</u>  |                                      |
| Temporary Banner <input type="checkbox"/> Plot Drawings <input type="checkbox"/> Sign Drawings <input type="checkbox"/> |                                      |

I hereby certify that I have read this application and that all information contained herein is true and correct; that I agree to comply with all City Ordinances, Codes, and State Laws regulating sign construction; that I am the owner or authorized to act as the owner's agent for the herein described work.

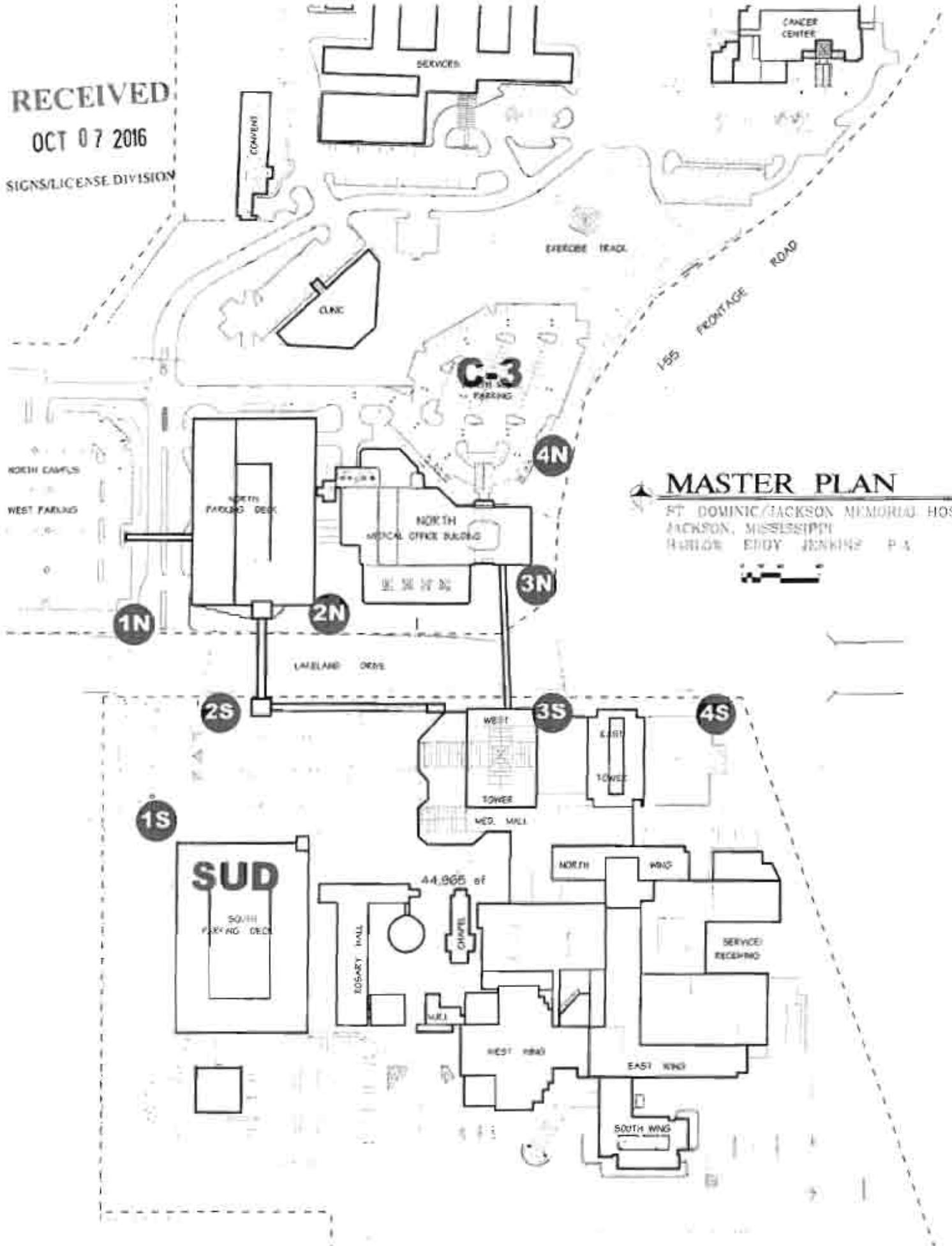
T. Sullivan 10/5/16  
Applicant's Signature Date

\_\_\_\_\_  
Sign and License Division Manager

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### MASTER PLAN

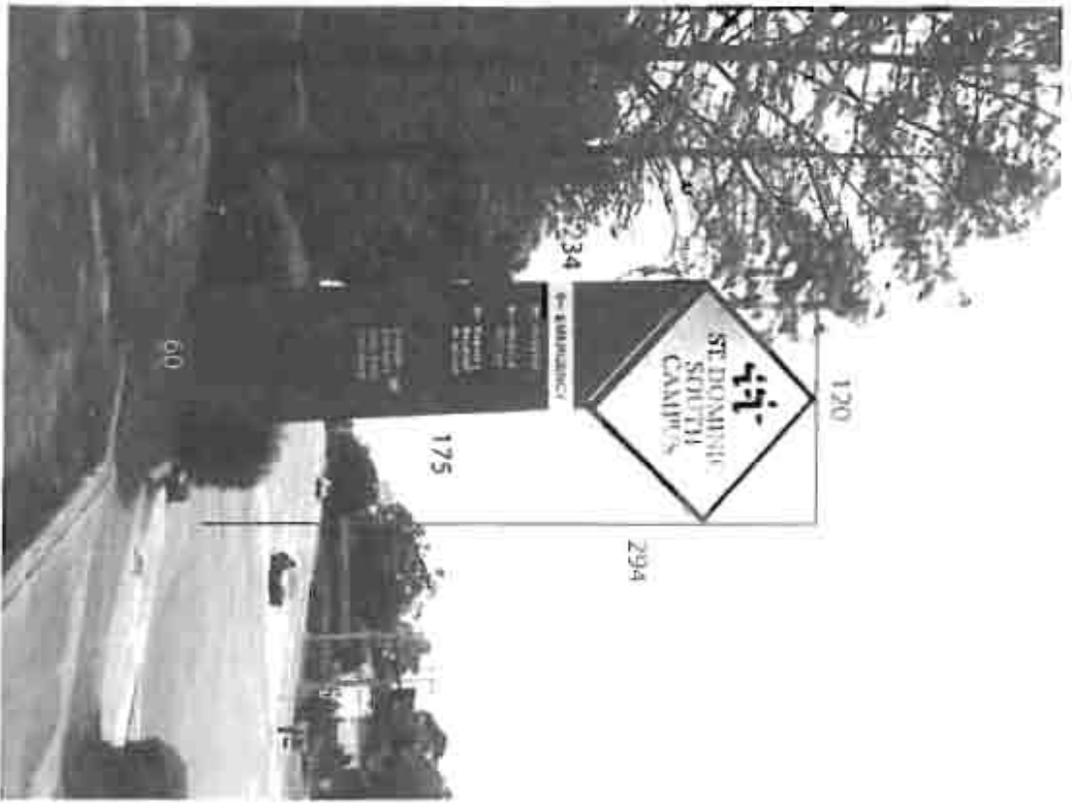
ST. DOMINIC/JACKSON MEMORIAL HOSPITAL  
JACKSON, MISSISSIPPI  
HARRIS EDDY JENKINS P.A.



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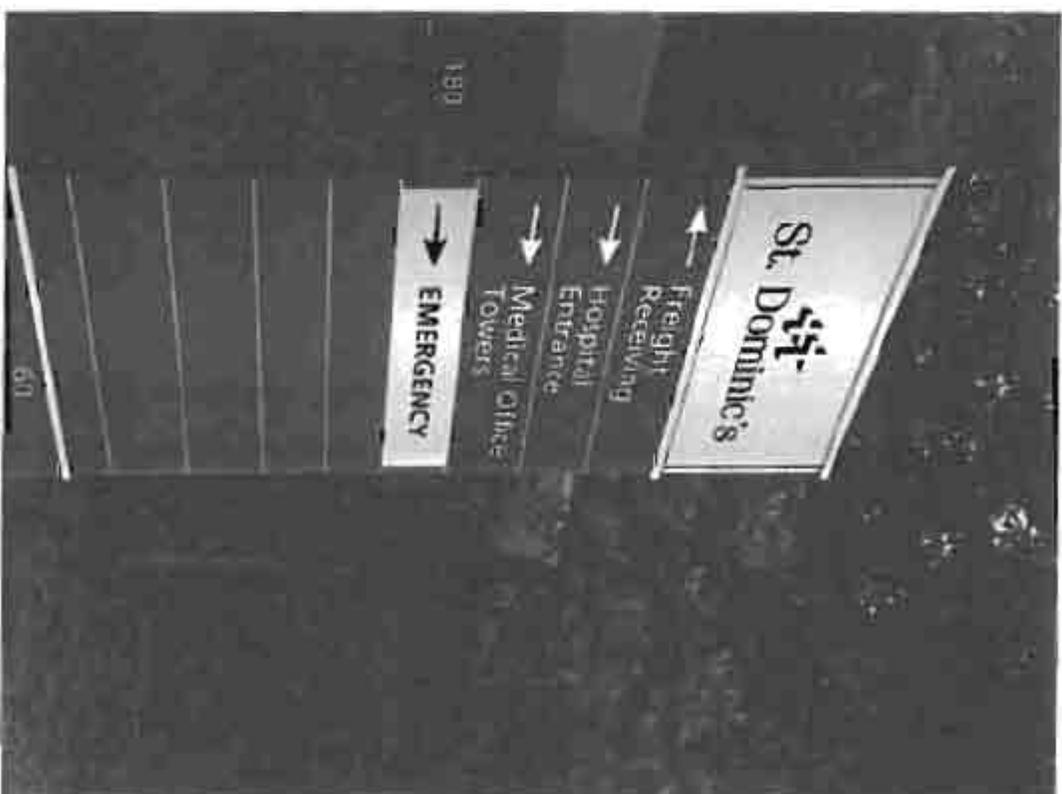
double-sided  
24 deep  
backlit

240x85

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SIGNSLICENSE DIVISION



single sided

24 deep  
backlit

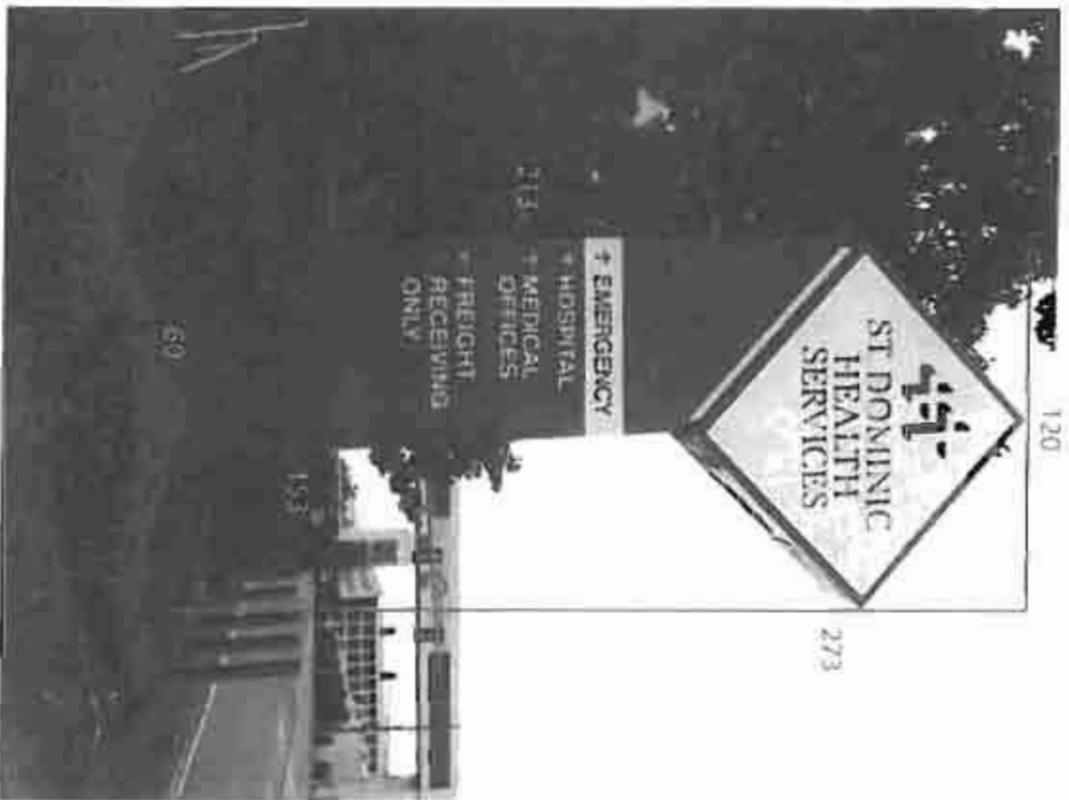
180x60

35

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double sided  
24.5 deep  
backlit

180x60

45

# Landroll Detail

|  |                                     |  |
|--|-------------------------------------|--|
| Parcel Number  | Map Reference Number                |  |
| 5-4  | 609.00 1 1.00                       | <input type="radio"/> <a href="#">View Map</a><br><input checked="" type="radio"/> <a href="#">Property Taxes</a><br><input type="radio"/> <a href="#">Gis Map</a> |
| Subdivision No.  | Homestead Exemption Account Numbers |  |
| STR  |                                     |  |
| Assessed Owner   | Assessed Values                     |  |
| <b>ST DOMINIC JACKSON MEMORIAL HOSP</b>  | Land Value                          | 0  |
| 969 LAKELAND DR  | Improvement Value                   | 0  |
| JACKSON, MS. 39216   | Total                               | 0  |
| Location   | Appraised Values                    |  |
| 969 LAKELAND DR  | Land Value                          | 0  |
| Legal Description  | Improvement Value                   | 0  |
| BEG 441.66 FT W INT W/L HWY 51 N & S/L<br>LAKELAND DR W 535.64 FT S 788.43 FT E<br>350 FT S 115 FT E 945.47 FT NWLY 746.52 FT W<br>525.65 FT N 202 FT TO POB PT NW 1/4 SE 1/4<br>SEC 26 T6 R1E | Total                               | 0  |
| Acreage Info.  | Building Info.                      |  |
| Cultivated Acres   | Type                                |  |
| 0.00   | Base Area                           | 0  |
| Uncultivated Acres   | Adjusted Area                       | 0  |
| 0.00   | Year Built                          | 0000   |
|  | Deed Info.                          |  |
|  | Book & Page                         | 5587-0801  |
|  | Date                                | 06/19/2002   |

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SIGNS/LICENSE DIVISION



OFFICE OF THE CITY ATTORNEY  
10/21/16

**REQUESTING THE CITY COUNCIL REVIEW AND VOTE TO DENY THE SIGN VARIANCE REQUEST FOR ST. DOMINIC'S HOSPITAL TO NOT MEET THE REQUIRED SETBACK FOR GROUND SIGNS AND ERECT THREE GROUND/MONUMENT SIGNS WITHIN A UTILITY EASEMENT INSIDE A SUD ZONE THAT PROHIBITS SIGNS TO BE ERECTED OR PLACED ON, PROJECTED OVER, OR OVER HANG ANY PUBLIC RIGHT-OF-WAY, WALKWAY, STREET, ALLEY OR EASEMENT OTHER THAN SIGNS PLACED THERE BY THE GOVERNMENTAL AGENCY OWNING THE RIGHT-OF-WAY, WALKWAY, STREET, ALLEY OR EASEMENT (WARD 7)**

**WHEREAS**, the public health, safety or general welfare of the community may require that variances be granted in specific cases as set forth in City of Jackson Sign Ordinance, Sections 102-26, et seq., of the City of Jackson Code of Ordinances; and

**WHEREAS**, pursuant to Section 102-40, no action by the City Council may be taken concerning a variance from the sign regulations until after a public hearing in relation thereto, at which parties in interest and the general citizenry shall have an opportunity to be heard; and

**WHEREAS**, no variance from the Sign Ordinance shall be passed by the City Council unless and until an application seeking the variance is filed with the City's Signs and License Division, with such application containing, at a minimum, a legal description, location map, plot plan, the exact nature of the requested variance, the grounds upon which it is requested, and/or such other information as may be required by the Signs and License Division manager; and

**WHEREAS**, said variance application shall also demonstrate that:

1. Special conditions and circumstances exist which are peculiar to the land, structure, or building involved and which are not applicable to other lands, structures, or buildings in the same district;
2. The literal interpretation of the provisions of the Sign Ordinance would deprive the applicant of rights commonly enjoyed by other properties in the same district under the provisions of the Sign Ordinance;
3. The special conditions and circumstances do not result from actions of the applicant; and
4. Granting the variance requested will not confer upon the applicant any special privilege that is denied by the Sign Ordinance to other similar lands, structures, or buildings in the same district; and

**WHEREAS**, St. Dominic's Hospital, the applicant herein, has requested a variance from the Sign Ordinance regulations to not meet the required setback for ground signs and erect three ground/monument signs within a utility easement inside a SUD zone that prohibits signs to be

#17

erected or placed on, projected over, or over hang any public right-of-way, walkway, street, alley or easement other than signs placed there by the governmental agency owning the right-of-way, walkway, street, alley or easement.

**IT IS THEREFORE, ORDERED** that St. Dominic's Hospital is hereby (*denied*) a variance from the Sign Ordinance regulations to not meet the required setback for ground signs and erect three ground/monument signs within a utility easement inside a SUD zone that prohibits signs to be erected or placed on, projected over, or over hang any public right-of-way, walkway, street, alley or easement other than signs placed there by the governmental agency owning the right-of-way, walkway, street, alley or easement, it being determined that the parties in interest and the general citizenry first had their opportunity to be heard and that the applicant (**has not**) met the necessary criteria for the requested variance.

**IT IS FURTHER ORDERED** that the City Council has considered the variance application and denies the variance requested therein based on a finding that no special conditions and circumstances exist which are peculiar to the land, structure, or building involved and which are not applicable to other lands, structures, or buildings in the same district; the literal interpretation of the provision of the Sign Ordinance (*would not*) deprive the applicant of rights commonly enjoyed by other properties in the same district under the provisions of the Sign Ordinance; the special conditions and circumstances do not result from actions of the applicant; and granting the variance requested (*will*) confer upon the applicant any special privilege that is denied by the Sign Ordinance to other similar lands, structures, or buildings in the same district.

Item#

November 15, 2016

By: Taylor, Coleman, Yarber

CITY COUNCIL AGENDA ITEM 10 POINT DATA SHEET

10-17-2016

DATE

| POINTS |   | COMMENTS   |        |           |          |     |   |
|--------|---|--|--------|-----------|----------|-----|---|
| 1.     | <b>Brief Description/Purpose</b>  | Request for St. Dominic's Hospital to not meet the required setback for ground signs and erect three ground signs within a utility easement. |        |           |          |     |   |
| 2.     | <b>Public Policy Initiative</b><br>1. Youth & Education<br>2. Crime Prevention<br>3. Changes in City Government<br>4. Neighborhood Enhancement<br>5. Economic Development<br>6. Infrastructure and Transportation<br>7. Quality of Life | N/A  |        |           |          |     |   |
| 3.     | <b>Who will be affected</b>   | N/A  |        |           |          |     |   |
| 4.     | <b>Benefits</b>   | N/A  |        |           |          |     |   |
| 5.     | <b>Schedule (beginning date)</b>  | N/A  |        |           |          |     |   |
| 6.     | <b>Location:</b><br>• WARD<br>• CITYWIDE (yes or no) (area)<br>• Project limits if applicable   | 969 Lakeland Drive WARD 7  |        |           |          |     |   |
| 7.     | <b>Action implemented by:</b><br>• City Department <input checked="" type="checkbox"/><br>• Consultant <input type="checkbox"/>   | Department of Planning & Development<br>Signs & License Division   |        |           |          |     |   |
| 8.     | <b>COST</b>   | N/A  |        |           |          |     |   |
| 9.     | <b>Source of Funding</b><br>• General Fund <input type="checkbox"/><br>• Grant <input type="checkbox"/><br>• Bond <input type="checkbox"/><br>• Other <input type="checkbox"/>  | N/A  |        |           |          |     |   |
| 10.    | <b>EBO participation</b>  | ABE _____%   | WAIVER | yes _____ | no _____ | N/A | X |
|        |   | AABE _____%  | WAIVER | yes _____ | no _____ | N/A | X |
|        |   | WBE _____%   | WAIVER | yes _____ | no _____ | N/A | X |
|        |   | HBE _____%   | WAIVER | yes _____ | no _____ | N/A | X |
|        |   | NABE _____%  | WAIVER | yes _____ | no _____ | N/A | X |

Department of Planning and Development



200 South President Street  
Post Office Box 17  
Jackson, Mississippi 39205-0017

## MEMORANDUM

**TO:** Mayor Tony Yarber

**FROM:** Eric Jefferson, Director *EJ*  
Department of Planning & Development

**DATE:** October 17, 2016

**RE:** Sign Variance

---

St. Dominic's Hospital located at 969 Lakeland Drive, is requesting a variance to not meet the required setback for ground signs and erect three ground/monument signs within a utility easement inside a SUD zone that prohibits signs to be erected or placed on, projected over, or over hang any public right-of-way, walkway, street, alley or easement other than signs placed there by the governmental agency owning the right-of-way, walkway, street, alley or easement.

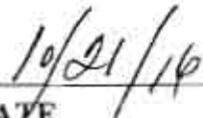
Office of the City Attorney

455 East Capitol Street  
Post Office Box 2779  
Jackson, Mississippi 39207-2779  
Telephone: (601) 960-1799  
Facsimile: (601) 960-1756

## OFFICE OF THE CITY ATTORNEY

This REQUESTING THE CITY COUNCIL REVIEW AND VOTE TO DENY THE SIGN VARIANCE REQUEST FOR ST. DOMINIC'S HOSPITAL TO NOT MEET THE REQUIRED SETBACK FOR GROUND SIGNS AND ERECT THREE GROUND/MONUMENT SIGNS WITHIN A UTILITY EASEMENT INSIDE A SUD ZONE THAT PROHIBITS SIGNS TO BE ERECTED OR PLACED ON, PROJECTED OVER, OR OVER HANG ANY PUBLIC RIGHT-OF-WAY, WALKWAY, STREET ALLEY OR EASEMENT OTHER THAN SIGNS PLACED THERE BT THE GOVERNMENTAL AGENCY OWNING THE RIGHT-OF-WAY, WALKWAY, STREET, ALLEY OR EASEMENT (WARD 7) is legally sufficient for placement in NOVUS Agenda.

  
\_\_\_\_\_  
Monica D. Joiner City Attorney  
Dana Sims, Deputy City Attorney 

  
\_\_\_\_\_  
DATE

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OCT 07 2016

SIGNS/LICENSE DIVISION

Paid 450.00 # 35 1118  
10-7-16 K. Eastley

FOR OFFICE USE ONLY

CASE NO.: \_\_\_\_\_

## CITY OF JACKSON, MS

### Application for Sign Variance

I. Subject Property Address: 969 Lakeland Drive

II. Purpose for requested Sign Variance: (Brief Description)

St. Dominic-Jackson Memorial Hospital requests a variance from the City of Jackson to allow three ground-mounted monument signs within the utility right-of-way in an SUD zone.

III. Have you or any other individual been cited for or notified of any ordinance violations related to this property or business? None known

If yes, please give details and dates of violations:

IV. Are there any Restrictive Coveauauts? No If yes, please attach copies

V. What is the Zoning classification of property? SUD  
If yes, please attach copies of agency findings and decisions.

#### VI. APPLICANT'S INFORMATION:

Name: St. Dominic-Jackson Memorial Hospital

Mailing Address: 969 Lakeland Dr.

City: Jackson State: MS Zip: 39216

Contact Phone: 601-200-6986 Fax: \_\_\_\_\_

Email: anorth@stdom.com

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SIGNS/LICENSE DIVISION

VII. APPLICANT WILL BE REPRESENTED BY:  Same as above

Name: Digital Imaging Group

Mailing Address: 513 Liberty Rd., Ste. 48

City: Flowood State: MS Zip: 39232

Contact Phone: 601-939-2008 Fax: \_\_\_\_\_

Email: chase@dig.us.com

VIII. CURRENT PROPERTY OWNER(S):  Same as above

Name: St. Dominic-Jackson Memorial Hospital

Mailing Address: 969 Lakeland Dr.

City: Jackson State: MS Zip: 39216

Email: anorth@stdom.com

IX. APPLICATION FEE SCHEDULE: \*fees are non-refundable after public hearing

Variance(s) \$450.00

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**DECLARATION:**

By signing this application, it is understood and agreed that permission is hereby given the duly authorized representative of the City of Jackson to make an investigation of the need for the sign variance request. It is further understood that the Sign & License Manager and staff may inspect the subject property, make photographs and obtain any verifications and data necessary for preparation of its report to the City Council.

The above information is true and complete to the best of my knowledge.

Trace Suber  
WITNESS THE SIGNATURE(S) of the owner(s) of the subject property located at

969 Lakeland Dr., Jackson, MS 39216 Jackson, Mississippi

On this the 5 day of October, 2016.

STATE OF MISSISSIPPI  
COUNTY OF HINDS

Personally came and appeared before me, the within named:

Trace Suber

Who signed and delivered the above and foregoing instrument as and for their free act and deed on the day and year therein mentioned, and who acknowledge to me that they are the owner(s) of the subject property as described in this Sign Variance Application.

GIVEN UNDER MY HAND AND OFFICIAL SEAL OF OFFICE, this the 5

Day of October, 2016.

MY COMMISSION EXPIRES:

10-5-17

Fay B. Fife  
NOTARY PUBLIC



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SIGNS/LICENSE DIVISION

### Statement of Intent

St. Dominic-Jackson Memorial Hospital (St. Dominic's) requests a variance from the City of Jackson to allow three ground-mounted signs within the utility right-of-way in a SUD zone. Approval of this variance would allow St. Dominic's to replace the three existing ground-mounted street frontage signs on its South Campus (south of Lakeland Drive) directly in front of the St. Dominic's acute care hospital and emergency room located at 969 Lakeland Dr. that are already near the right-of-way. There is little or no additional space to move the signs further back. In addition, the top of the new signs will not extend beyond the base (as the current signs do) providing additional space for above ground utility access.

St. Dominic's has a complex campus that covers areas on both the north and south side of Lakeland Dr. It is critical for visitors to have an early warning and easy-to-follow directions to the various service offerings, but most especially emergency care. Early and frequent warnings will help avoid traffic congestion or accidents. St. Dominic's wants to make certain the public can safely access all of its facilities and services. Key features of each of the new signs include:

- Smaller or similar size compared to the existing signs (see the included sign size comparison document), in the existing sign locations, with the same footprint
- Smaller top that does not extend beyond the base (see the included sign comparison images), potentially creating greater upper utility right-of-way access
- Greater visibility due to reflective paint and brighter LED backlights
- Easier navigation due to updated directional signs
- Nicer approach for one of the City of Jackson's major thoroughfares by replacing aging signs that are in need of repair

The signs, labeled 2S, 3S and 4S on the attached location map/plot plan (sign measurements also attached), will replace two street frontage signs running west from the southbound exit ramp of I-55 (4S and 3S) along Lakeland Dr. to the South Entrance sign (2S). The requested signs will primarily assist patients coming to the hospital for emergency care, surgical services or to visit a physician in one of the two medical office buildings that adjoin the hospital. Due to the heavy volume of vehicular traffic on Lakeland Drive at and west of the I-55 interchange, it is difficult for patients to identify the many services offered at the South Campus, particularly during peak traffic hours. Placement of these signs will allow all drivers sufficient time to identify the building name and be able to safely maneuver into the proper lane to turn off of Lakeland Drive onto St. Dominic's South Campus. Similar to traffic signs, the requested signs will provide assistance in clearly identifying this public service to all patients and help to make this busy intersection safer.

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SIGNATURE LICENSE DIVISION

Statement of Intent (cont.)

The above information is true and complete to the best of my knowledge.

*Trace Swartz*  
\_\_\_\_\_

WITNESS THE SIGNATURE(S) of the owner(s) of the subject property located at  
969 Lakeland Dr., Jackson, MS 39216

On this the 5 day of October, 2016.

STATE OF MISSISSIPPI  
COUNTY OF HINDS

Personally came and appeared before me, the within named:

*Trace Swartz*  
\_\_\_\_\_

Who signed and delivered the above and forgoing instrument as and for their free act and deed on the day and year therein mentioned, and who acknowledged to me that they are the owner(s) of the subject property as described in this Sign Variance Application.

GIVEN UNDER MY HAND AND OFFICIAL SEAL OF OFFICE, this the 5  
Day of October, 2016.

MY COMMISSION EXPIRES:

10-5-17

*Fay B. Fife*  
\_\_\_\_\_  
NOTARY PUBLIC





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SIGNS/LICENSE DIVISION

APPLICATION FOR SIGN PERMIT  
 CITY OF JACKSON  
 DEPARTMENT OF PLANNING AND DEVELOPMENT  
 SIGN AND LICENSE DIVISION  
 200 S. PRESIDENT STREET-JACKSON, MS 39201  
 601-960-1154

DATE RECEIVED IN OFFICE:

|   |   |   |  |
|---|---|---|--|
| <b>CONTRACTOR/ERECTOR:</b><br>Name <u>Digital Imaging Group</u><br>Address <u>513 Liberty Rd, Ste. 4B</u><br>City <u>Flowood</u> State <u>MS</u> Zip <u>39232</u><br>Phone <u>601-939-2008</u><br>Bonded and Insured Yes <input checked="" type="checkbox"/> No <input type="checkbox"/><br>City of Jackson Privilege License # <u>0101-16937-1</u> |   | <b>LOCATION/ADDRESS OF SIGN:</b><br>Business Name <u>St. Dominic-Jackson Memorial Hospital</u><br>Business Address <u>969 Lakeland Dr.</u><br>Owner's Name <u>St. Dominic's</u><br>Phone <u>601-200-6866</u><br>Privilege License # _____ |  |
| <b>GROUND-MOUNTED:</b><br>Overall Height <u>180"</u><br>Height <u>180"</u><br>Length <u>60"</u><br>Square Footage <u>75</u><br>Wind Pressure _____<br>Billboard <input type="checkbox"/>  | <b>BUILDING-MOUNTED:</b><br>Height _____<br>Length _____<br>Square Footage _____<br>Wall Area _____ | <b>TYPE OF LIGHTING:</b><br>Internal <input checked="" type="checkbox"/> External <input type="checkbox"/><br>UL# _____<br>Sign Material Type: <u>Aluminum</u><br><u>LED</u><br><u>Acrylic</u>  |  |
| <b>WORDING ON SIGN(S):</b><br><u>St. Dominic's (logo)</u><br><u>← Free Valet Parking</u> <u>↑ South Entrance</u><br><u>← Medical Office Towers</u> <u>← Emergency</u><br><u>← North Entrance</u>  |   | <b>ZONING CLASS:</b> <u>SLD</u><br><br>Date Inspected: _____<br>APPROVED <input type="checkbox"/><br>DISAPPROVED <input type="checkbox"/>   |  |
| Temporary Banner <input type="checkbox"/> Plot Drawings <input type="checkbox"/> Sign Drawings <input type="checkbox"/>   |   |   |  |

I hereby certify that I have read this application and that all information contained herein is true and correct; that I agree to comply with all City Ordinances, Codes, and State Laws regulating sign construction; that I am the owner or authorized to act as the owner's agent for the herein described work.

[Signature]      10/5/16  
 Applicant's Signature      Date

\_\_\_\_\_  
 Sign and License Division Manager



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SIGNS/LICENSE DIVISION

APPLICATION FOR SIGN PERMIT  
 CITY OF JACKSON  
 DEPARTMENT OF PLANNING AND DEVELOPMENT  
 SIGN AND LICENSE DIVISION  
 200 S. PRESIDENT STREET-JACKSON, MS 39201  
 601-960-1154

DATE RECEIVED IN OFFICE:

|  |   |   |  |
|--|---|---|--|
| <b>CONTRACTOR/ERECTOR:</b><br>Name <u>Digital Imaging Group</u><br>Address <u>513 Liberty Rd., Ste. 415</u><br>City <u>Flowood</u> State <u>MS</u> Zip <u>39232</u><br>Phone <u>601-939-2008</u><br>Bonded and Insured Yes <input checked="" type="checkbox"/> No <input type="checkbox"/><br>City of Jackson Privilege License # <u>061-16937-1</u> |   | <b>LOCATION/ADDRESS OF SIGN:</b><br>Business Name <u>St. Dominic - Jackson Memorial Hospital</u><br>Business Address <u>969 Lakeland Dr.</u><br>Owner's Name <u>St. Dominic's</u><br>Phone <u>601-200-6986</u><br>Privilege License # _____ |  |
| <b>GROUND-MOUNTED:</b><br>Overall Height <u>240"</u><br>Height <u>240"</u><br>Length <u>85"</u><br>Square Footage <u>141.7</u><br>Wind Pressure _____<br>Billboard <input type="checkbox"/>  | <b>BUILDING-MOUNTED:</b><br>Height _____<br>Length _____<br>Square Footage _____<br>Wall Area _____ | <b>TYPE OF LIGHTING:</b><br>Internal <input checked="" type="checkbox"/> External <input type="checkbox"/><br>UL# _____<br>Sign Material Type: <u>Aluminum</u><br><u>LED</u><br><u>Acrylic</u>  |  |
| <b>WORDING ON SIGN(S):</b><br><u>St. Dominic's (logo)</u><br><u>← Hospital</u> <u>Freight Delivery</u><br><u>← Medical Office Towers</u> <u>Use EAST Entrance</u><br><u>← Emergency</u>  |   | <b>ZONING CLASS:</b> <u>SUD</u><br>Date Inspected: _____<br>APPROVED <input type="checkbox"/><br>DISAPPROVED <input type="checkbox"/>   |  |
| Temporary Banner <input type="checkbox"/> Plot Drawings <input type="checkbox"/> Sign Drawings <input type="checkbox"/>  |   |   |  |

I hereby certify that I have read this application and that all information contained herein is true and correct; that I agree to comply with all City Ordinances, Codes, and State Laws regulating sign construction; that I am the owner or authorized to act as the owner's agent for the herein described work

Tracey Smith  
 Applicant's Signature

10/5/16  
 Date

\_\_\_\_\_  
 Sign and License Division Manager



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SIGNS/LICENSE DIVISION

APPLICATION FOR SIGN PERMIT  
 CITY OF JACKSON  
 DEPARTMENT OF PLANNING AND DEVELOPMENT  
 SIGN AND LICENSE DIVISION  
 200 S. PRESIDENT STREET-JACKSON, MS 39201  
 601-960-1154

DATE RECEIVED IN OFFICE:

|  |   |  |  |
|--|---|--|--|
| <b>CONTRACTOR/ERECTOR:</b><br>Name <u>Digital Imaging Group</u><br>Address <u>513 Liberty Rd, Ste. 4B</u><br>City <u>Flowood</u> State <u>MS</u> Zip <u>39232</u><br>Phone <u>601-939-2008</u><br>Bonded and Insured Yes <input checked="" type="checkbox"/> No <input type="checkbox"/><br>City of Jackson Privilege License # <u>061-16937-1</u> |   | <b>LOCATION/ADDRESS OF SIGN:</b><br>Business Name <u>St. Dominic-Jackson Memorial Hospital</u><br>Business Address <u>969 Lakeland Dr</u><br>Owner's Name <u>St. Dominic's</u><br>Phone <u>601-200-6986</u><br>Privilege License # _____ |  |
| <b>GROUND-MOUNTED:</b><br>Overall Height <u>180"</u><br>Height <u>180"</u><br>Length <u>60"</u><br>Square Footage <u>75</u><br>Wind Pressure _____<br>Billboard <input type="checkbox"/>   | <b>BUILDING-MOUNTED:</b><br>Height _____<br>Length _____<br>Square Footage _____<br>Wall Area _____ | <b>TYPE OF LIGHTING:</b><br>Internal <input checked="" type="checkbox"/> External <input type="checkbox"/><br>UL# _____<br>Sign Material Type: <u>Aluminum</u><br><u>LED</u><br><u>Acrylic</u>   |  |
| <b>WORDING ON SIGN(S):</b><br><u>St. Dominic's (logo)</u><br><u>← Freight Receiving</u><br><u>→ Hospital Entrance</u><br><u>→ Medical Office Towers</u><br><u>→ Emergency</u><br>Temporary Banner <input type="checkbox"/> Plot Drawings <input type="checkbox"/> Sign Drawings <input type="checkbox"/>   |   | <b>ZONING CLASS:</b> <u>SUD</u><br><br>Date Inspected: _____<br>APPROVED <input type="checkbox"/><br>DISAPPROVED <input type="checkbox"/>  |  |

I hereby certify that I have read this application and that all information contained herein is true and correct; that I agree to comply with all City Ordinances, Codes, and State Laws regulating sign construction; that I am the owner or authorized to act as the owner's agent for the herein described work.

Tau S. [Signature]      10/5/16  
 Applicant's Signature      Date

\_\_\_\_\_  
 Sign and License Division Manager



45

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APPLICATION FOR SIGN PERMIT  
 CITY OF JACKSON  
 DEPARTMENT OF PLANNING AND DEVELOPMENT  
 SIGN AND LICENSE DIVISION  
 200 S. PRESIDENT STREET-JACKSON, MS 39201  
 601-960-1154

DATE RECEIVED IN OFFICE:

|  |   |  |  |
|--|---|--|--|
| <b>CONTRACTOR/ERECTOR:</b><br>Name <u>Digital Imaging Group</u><br>Address <u>513 Liberty Rd, Ste. 4B</u><br>City <u>Flowood</u> State <u>MS</u> Zip <u>39232</u><br>Phone <u>601-939-2008</u><br>Bonded and Insured Yes <input checked="" type="checkbox"/> No <input type="checkbox"/><br>City of Jackson Privilege License # <u>Old-16937-1</u> |   | <b>LOCATION/ADDRESS OF SIGN:</b><br>Business Name <u>St. Dominic-Talkson Memorial Hospital</u><br>Business Address <u>909 Lakeshore Dr.</u><br>Owner's Name <u>St. Dominic's</u><br>Phone <u>601-200-6986</u><br>Privilege License # _____ |  |
| <b>GROUND-MOUNTED:</b><br>Overall Height <u>180"</u><br>Height <u>180"</u><br>Length <u>60"</u><br>Square Footage <u>75</u><br>Wind Pressure _____<br>Billboard <input type="checkbox"/>   | <b>BUILDING-MOUNTED:</b><br>Height _____<br>Length _____<br>Square Footage _____<br>Wall Area _____ | <b>TYPE OF LIGHTING:</b><br>Internal <input checked="" type="checkbox"/> External <input type="checkbox"/><br>UL# _____<br>Sign Material Type <u>Aluminum</u><br><u>LED</u><br><u>Acrylic</u>  |  |
| <b>WORDING ON SIGN(S):</b><br><u>St. Dominic's (logo)</u><br><u>← Freight Receiving only</u><br><u>↑ Hospital</u><br><u>↑ Medical Office Towers</u><br><u>↑ Emergency</u><br>Temporary Banner <input type="checkbox"/> Plot Drawings <input type="checkbox"/> Sign Drawings <input type="checkbox"/>   |   | <b>ZONING CLASS:</b> <u>SUD</u><br>Date Inspected: _____<br>APPROVED <input type="checkbox"/><br>DISAPPROVED <input type="checkbox"/>  |  |

I hereby certify that I have read this application and that all information contained herein is true and correct; that I agree to comply with all City Ordinances, Codes, and State Laws regulating sign construction; that I am the owner or authorized to act as the owner's agent for the herein described work.

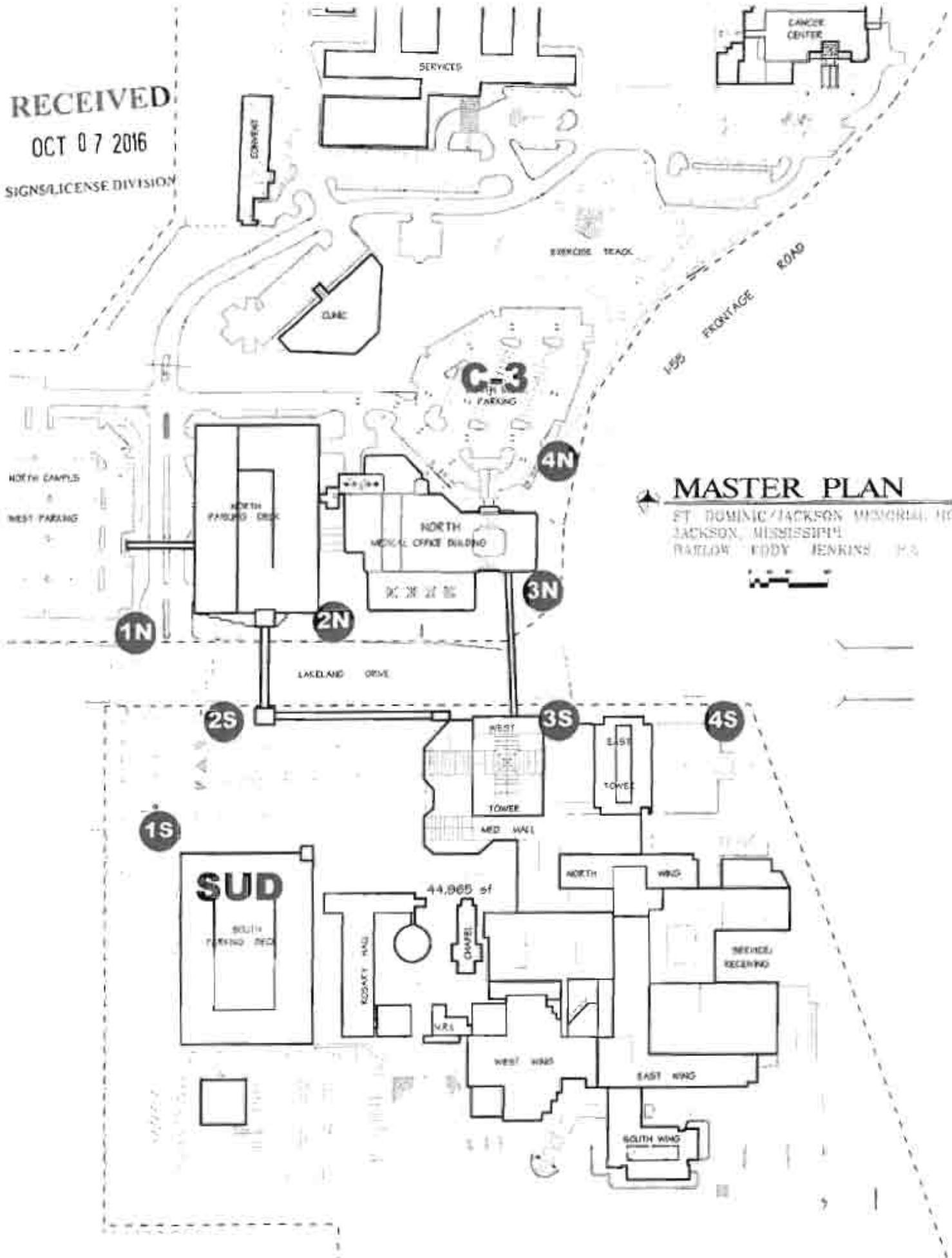
T. Sullivan 10/5/16  
 Applicant's Signature Date

\_\_\_\_\_  
 Sign and License Division Manager

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### MASTER PLAN

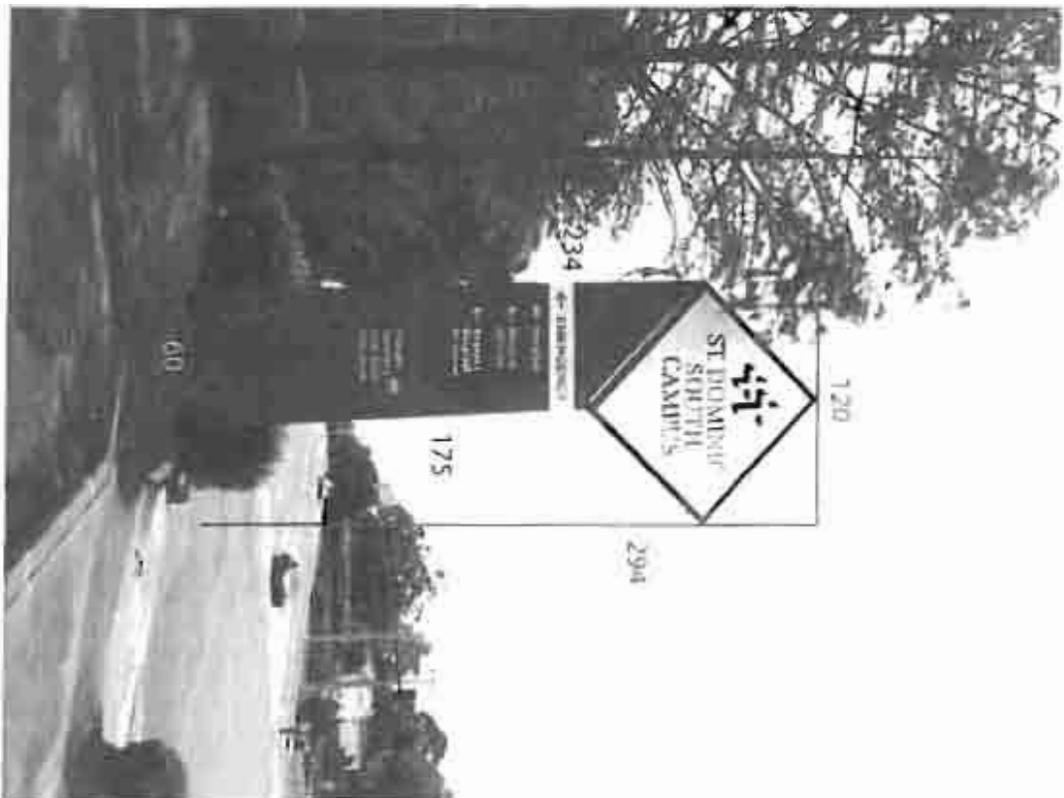
FT DOMINIC/JACKSON MEMORIAL HOS  
JACKSON, MISSISSIPPI  
RAYLOW EDDY JENKINS P.E.



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double sided

24 deep  
backlit

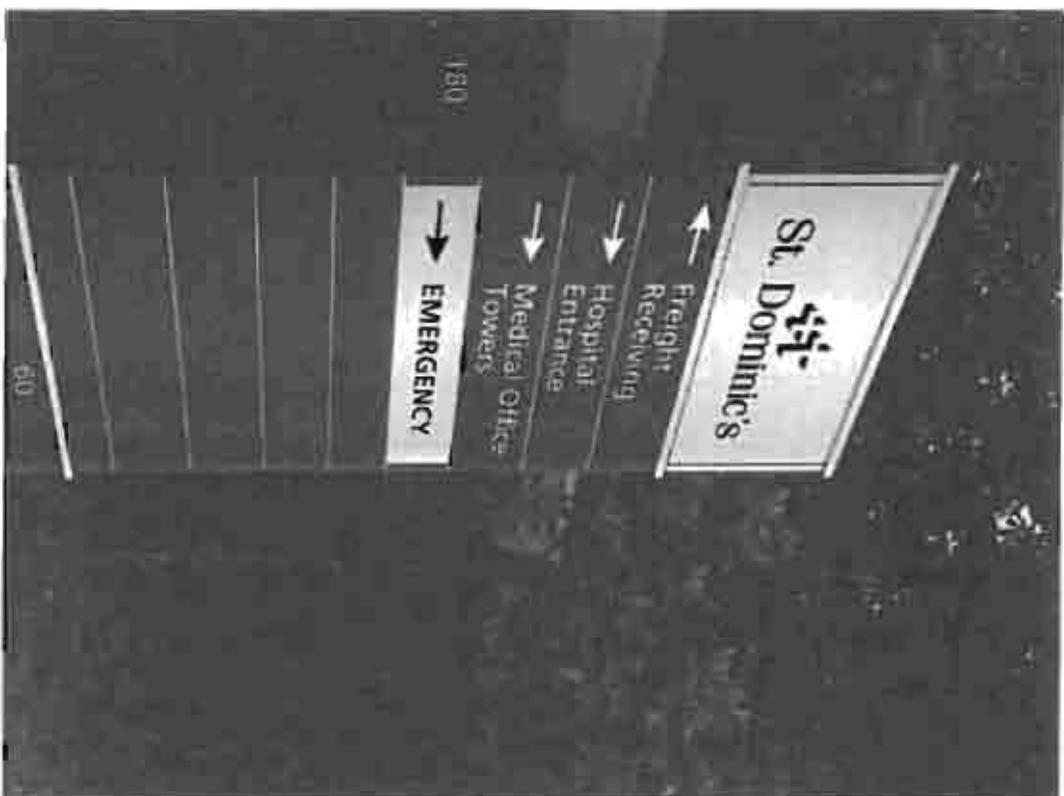
240x85

25

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single sided  
24 deep  
backlit

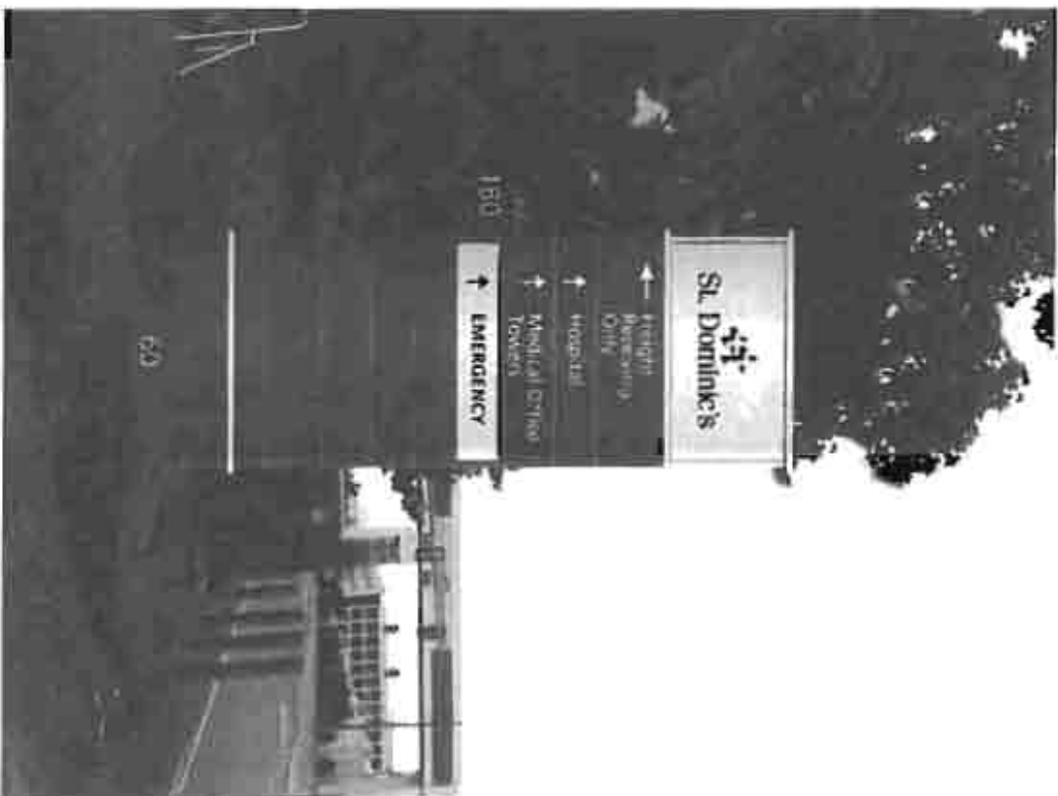
180x60

35

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SIGNSLICENSE DIVISION



double sided  
24.5 deep  
backlit

180x60

45

# Landroll Detail

|   |  |   |
|---|--|---|
| Parcel Number<br><b>5-4</b>   | Map Reference Number<br><b>609.00 1 1.00</b> | <input type="radio"/> View Map<br><input type="radio"/> Property Taxes<br><input type="radio"/> Gis Map |
| Subdivision No.<br><b>STR</b>   | Homestead Exemption Account Numbers          |   |
| Assessed Owner<br><b>ST DOMINIC JACKSON MEMORIAL HOSP</b><br>969 LAKELAND DR<br>JACKSON, MS. 39216  | Assessed Values                              |   |
| Location<br><b>969 LAKELAND DR</b>  | Land Value                                   | 0   |
| Legal Description<br>BEG 441.66 FT W INT W/L HWY 51 N & S/L<br>LAKELAND DR W 535.64 FT S 788.43 FT E<br>350 FT S 115 FT E 945.47 FT NWLY 746.52 FT W<br>525.65 FT N 202 FT TO POB PT NW 1/4 SE 1/4<br>SEC 26 T6 R1E | Improvement Value                            | 0   |
| Acreage Info.   | Total  | 0   |
| Cultivated Acres  | 0.00   |   |
| Uncultivated Acres  | 0.00   |   |
|   | Appraised Values                             |   |
|   | Land Value                                   | 0   |
|   | Improvement Value                            | 0   |
|   | Total  | 0   |
|   | Building Info.                               |   |
|   | Type   |   |
|   | Base Area                                    | 0   |
|   | Adjusted Area                                | 0   |
|   | Year Built                                   | 0000  |
|   | Deed Info.                                   |   |
|   | Book & Page                                  | 5587-0801   |
|   | Date   | 06/19/2002  |

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SIGNS/LICENSE DIVISION



**ORDER REQUESTING THE CITY COUNCIL REVIEW AND VOTE TO APPROVE THE SIGN VARIANCE REQUEST FOR ST. DOMINIC'S HOSPITAL TO ERECT FOUR GROUND/MONUMENT SIGNS ON THE SAME STREET FRONTAGE WITHIN A C-3 ZONE WHICH ONLY ALLOWS ONE GROUND/MONUMENT SIGN PER STREET FRONTAGE (WARD 7)**

**WHEREAS**, the public health, safety or general welfare of the community may require that variances be granted in specific cases as set forth in City of Jackson Sign Ordinance, Sections 102-26, et seq., of the City of Jackson Code of Ordinances; and

**WHEREAS**, pursuant to Section 102-40, no action by the City Council may be taken concerning a variance from the sign regulations until after a public hearing in relation thereto, at which parties in interest and the general citizenry shall have an opportunity to be heard; and

**WHEREAS**, no variance from the Sign Ordinance shall be passed by the City Council unless and until an application seeking the variance is filed with the City's Signs and License Division, with such application containing, at a minimum, a legal description, location map, plot plan, the exact nature of the requested variance, the grounds upon which it is requested, and/or such other information as may be required by the Signs and License Division manager; and

**WHEREAS**, said variance application shall also demonstrate that:

1. Special conditions and circumstances exist which are peculiar to the land, structure, or building involved and which are not applicable to other lands, structures, or buildings in the same district;
2. The literal interpretation of the provisions of the Sign Ordinance would deprive the applicant of rights commonly enjoyed by other properties in the same district under the provisions of the Sign Ordinance;
3. The special conditions and circumstances do not result from actions of the applicant; and
4. Granting the variance requested will not confer upon the applicant any special privilege that is denied by the Sign Ordinance to other similar lands, structures, or buildings in the same district; and

**WHEREAS**, St. Dominic's Hospital, the applicant herein, has requested a variance from the Sign Ordinance regulations to erect four ground/monument signs on the same street frontage within a C-3 zone which only allows one ground/monument sign per street frontage.

**IT IS THEREFORE, ORDERED** that St. Dominic's Hospital is hereby (*approved*) a variance from the Sign Ordinance regulations to erect four ground/monument signs on the same street frontage within a C-3 zone which only allows one ground/monument sign per street frontage, it being determined that the parties in interest and the general citizenry first had their opportunity to be heard and that the applicant (**has**) met the necessary criteria for the requested variance.

**IT IS FURTHER ORDERED** that the City Council has considered the variance application and grants the variance requested therein based on a finding that special conditions and circumstances exist which are peculiar to the land, structure, or building involved and which are not applicable to other lands, structures, or buildings in the same district; the literal interpretation of the provision of the Sign Ordinance (*would*) deprive the applicant of rights commonly enjoyed by other properties in the same district under the provisions of the Sign Ordinance; the special conditions and circumstances do not result from actions of the applicant; and granting the variance requested (*will not*) confer upon the applicant any special privilege that is denied by the Sign Ordinance to other similar lands, structures, or buildings in the same district.

Item#

November 15, 2016

By: Taylor, Coleman, Yarber

**CITY COUNCIL AGENDA ITEM 10 POINT DATA SHEET**

10-17-2016

DATE

| POINTS   | COMMENTS   |        |         |        |     |     |     |              |     |              |      |         |        |     |     |    |     |     |              |     |         |        |     |     |    |     |     |              |     |         |        |     |     |    |     |     |              |      |         |        |     |     |    |     |     |              |
|--|--|--------|---------|--------|-----|-----|-----|--------------|-----|--------------|------|---------|--------|-----|-----|----|-----|-----|--------------|-----|---------|--------|-----|-----|----|-----|-----|--------------|-----|---------|--------|-----|-----|----|-----|-----|--------------|------|---------|--------|-----|-----|----|-----|-----|--------------|
| 1. <b>Brief Description/Purpose</b>  | Request for St. Dominic's Hospital to erect four ground/monument signs on the same street frontage within a C-3 zone which only allows one ground/monument sign per street frontage.   |        |         |        |     |     |     |              |     |              |      |         |        |     |     |    |     |     |              |     |         |        |     |     |    |     |     |              |     |         |        |     |     |    |     |     |              |      |         |        |     |     |    |     |     |              |
| 2. <b>Public Policy Initiative</b><br>1. Youth & Education<br>2. Crime Prevention<br>3. Changes in City Government<br>4. Neighborhood Enhancement<br>5. Economic Development<br>6. Infrastructure and Transportation<br>7. Quality of Life | N/A  |        |         |        |     |     |     |              |     |              |      |         |        |     |     |    |     |     |              |     |         |        |     |     |    |     |     |              |     |         |        |     |     |    |     |     |              |      |         |        |     |     |    |     |     |              |
| 3. <b>Who will be affected</b>   | N/A  |        |         |        |     |     |     |              |     |              |      |         |        |     |     |    |     |     |              |     |         |        |     |     |    |     |     |              |     |         |        |     |     |    |     |     |              |      |         |        |     |     |    |     |     |              |
| 4. <b>Benefits</b>   | N/A  |        |         |        |     |     |     |              |     |              |      |         |        |     |     |    |     |     |              |     |         |        |     |     |    |     |     |              |     |         |        |     |     |    |     |     |              |      |         |        |     |     |    |     |     |              |
| 5. <b>Schedule (beginning date)</b>  | N/A  |        |         |        |     |     |     |              |     |              |      |         |        |     |     |    |     |     |              |     |         |        |     |     |    |     |     |              |     |         |        |     |     |    |     |     |              |      |         |        |     |     |    |     |     |              |
| 6. <b>Location:</b><br>▪ WARD<br>▪ CITYWIDE (yes or no) (area)<br>▪ Project limits if applicable   | 970 Lakeland Drive WARD 7  |        |         |        |     |     |     |              |     |              |      |         |        |     |     |    |     |     |              |     |         |        |     |     |    |     |     |              |     |         |        |     |     |    |     |     |              |      |         |        |     |     |    |     |     |              |
| 7. <b>Action implemented by:</b><br>▪ City Department <input checked="" type="checkbox"/><br>▪ Consultant <input type="checkbox"/>   | Department of Planning & Development<br>Signs & License Division   |        |         |        |     |     |     |              |     |              |      |         |        |     |     |    |     |     |              |     |         |        |     |     |    |     |     |              |     |         |        |     |     |    |     |     |              |      |         |        |     |     |    |     |     |              |
| 8. <b>COST</b>   | N/A  |        |         |        |     |     |     |              |     |              |      |         |        |     |     |    |     |     |              |     |         |        |     |     |    |     |     |              |     |         |        |     |     |    |     |     |              |      |         |        |     |     |    |     |     |              |
| 9. <b>Source of Funding</b><br>▪ General Fund <input type="checkbox"/><br>▪ Grant <input type="checkbox"/><br>▪ Bond <input type="checkbox"/><br>▪ Other <input type="checkbox"/>  | N/A  |        |         |        |     |     |     |              |     |              |      |         |        |     |     |    |     |     |              |     |         |        |     |     |    |     |     |              |     |         |        |     |     |    |     |     |              |      |         |        |     |     |    |     |     |              |
| 10. <b>EBO participation</b>   | <table border="0"> <tr> <td>ABE</td> <td>_____ %</td> <td>WAIVER</td> <td>yes</td> <td>___</td> <td>no</td> <td>___</td> <td>N/A</td> <td><u>  X  </u></td> </tr> <tr> <td>AABE</td> <td>_____ %</td> <td>WAIVER</td> <td>yes</td> <td>___</td> <td>no</td> <td>___</td> <td>N/A</td> <td><u>  X  </u></td> </tr> <tr> <td>WBE</td> <td>_____ %</td> <td>WAIVER</td> <td>yes</td> <td>___</td> <td>no</td> <td>___</td> <td>N/A</td> <td><u>  X  </u></td> </tr> <tr> <td>HBE</td> <td>_____ %</td> <td>WAIVER</td> <td>yes</td> <td>___</td> <td>no</td> <td>___</td> <td>N/A</td> <td><u>  X  </u></td> </tr> <tr> <td>NABE</td> <td>_____ %</td> <td>WAIVER</td> <td>yes</td> <td>___</td> <td>no</td> <td>___</td> <td>N/A</td> <td><u>  X  </u></td> </tr> </table> | ABE    | _____ % | WAIVER | yes | ___ | no  | ___          | N/A | <u>  X  </u> | AABE | _____ % | WAIVER | yes | ___ | no | ___ | N/A | <u>  X  </u> | WBE | _____ % | WAIVER | yes | ___ | no | ___ | N/A | <u>  X  </u> | HBE | _____ % | WAIVER | yes | ___ | no | ___ | N/A | <u>  X  </u> | NABE | _____ % | WAIVER | yes | ___ | no | ___ | N/A | <u>  X  </u> |
| ABE  | _____ %  | WAIVER | yes     | ___    | no  | ___ | N/A | <u>  X  </u> |     |              |      |         |        |     |     |    |     |     |              |     |         |        |     |     |    |     |     |              |     |         |        |     |     |    |     |     |              |      |         |        |     |     |    |     |     |              |
| AABE   | _____ %  | WAIVER | yes     | ___    | no  | ___ | N/A | <u>  X  </u> |     |              |      |         |        |     |     |    |     |     |              |     |         |        |     |     |    |     |     |              |     |         |        |     |     |    |     |     |              |      |         |        |     |     |    |     |     |              |
| WBE  | _____ %  | WAIVER | yes     | ___    | no  | ___ | N/A | <u>  X  </u> |     |              |      |         |        |     |     |    |     |     |              |     |         |        |     |     |    |     |     |              |     |         |        |     |     |    |     |     |              |      |         |        |     |     |    |     |     |              |
| HBE  | _____ %  | WAIVER | yes     | ___    | no  | ___ | N/A | <u>  X  </u> |     |              |      |         |        |     |     |    |     |     |              |     |         |        |     |     |    |     |     |              |     |         |        |     |     |    |     |     |              |      |         |        |     |     |    |     |     |              |
| NABE   | _____ %  | WAIVER | yes     | ___    | no  | ___ | N/A | <u>  X  </u> |     |              |      |         |        |     |     |    |     |     |              |     |         |        |     |     |    |     |     |              |     |         |        |     |     |    |     |     |              |      |         |        |     |     |    |     |     |              |



**MEMORANDUM**

**TO:** Mayor Tony Yarber

**FROM:** Eric Jefferson, Director *EJ*  
Department of Planning & Development

**DATE:** October 17, 2016

**RE:** Sign Variance

---

St. Dominic's Hospital located at 970 Lakeland Drive, is requesting a variance to erect four ground/monument signs on the same street frontage within a C-3 zone which only allows one ground/monument sign per street frontage.

Office of the City Attorney

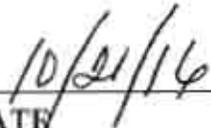
455 East Capitol Street  
Post Office Box 2779  
Jackson, Mississippi 39207-2779  
Telephone: (601) 960-1799  
Facsimile: (601) 960-1756

## OFFICE OF THE CITY ATTORNEY

---

This ORDER REQUESTING THE CITY COUNCIL REVIEW AND VOTE TO APPROVE THE SIGN VARIANCE REQUEST FOR ST. DOMINIC'S HOSPITAL TO ERECT FOUR GROUND/ MONUMENT SIGNS ON THE SAME STREET FRONTAGE WITHIN A C-3 ZONE WHICH ONLY ALLOWS ONE GROUND/MONUMENT SIGN PER STREET FRONTAGE (WARD 7) is legally sufficient for placement in NOVUS Agenda.

  
\_\_\_\_\_  
Monica D. Joiner, City Attorney  
Dana Sims, Deputy City Attorney 

  
\_\_\_\_\_  
DATE

OFFICE OF THE CITY ATTORNEY  
10/21/14

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SIGNS/LICENSE DIVISION

Paid 450.00 #357118  
10-7-16 K.Easley

FOR OFFICE USE ONLY

CASE NO.: \_\_\_\_\_

## CITY OF JACKSON, MS

### Application for Sign Variance

I. Subject Property Address: 970 Lakeland Drive (According to the Landroll

Detail, Tax Parcel 2-5 has an address of 896 Lakeland Drive, but the address for Dominican Plaza is 970 Lakeland Drive).

II. Purpose for requested Sign Variance: (Brief Description)

St. Dominic-Jackson Memorial Hospital requests a variance from the City of Jackson to allow four ground-mounted monument signs on the street frontage in a C-3 zone which only allows one ground-mounted sign per street frontage. (replacement of existing signs only, no new sign locations).

III. Have you or any other individual been cited for or notified of any ordinance violations related to this property or business? None known

If yes, please give details and dates of violations:

IV. Are there any Restrictive Covenants? No If yes, please attach copies

V. What is the Zoning classification of property? C-3  
If yes, please attach copies of agency findings and decisions.

#### VI. APPLICANT'S INFORMATION:

Name: St. Dominic-Jackson Memorial Hospital

Mailing Address: 969 Lakeland Dr.

City: Jackson State: MS Zip: 39216

Contact Phone: 601-200-6986

Fax: \_\_\_\_\_

Email: anorth@stdom.com

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VII. APPLICANT WILL BE REPRESENTED BY:      Same as above

Name: Digital Imaging Group

Mailing Address: 513 Liberty Rd., Ste. 48

City: Flowood                      State: MS    Zip: 39232

Contact Phone: 601-939-2008              Fax: \_\_\_\_\_

Email: chase@dig.us.com

VIII. CURRENT PROPERTY OWNER(S):      Same as above

Name: St. Dominic-Jackson Memorial Hospital

Mailing Address: 969 Lakeland Dr.

City: Jackson                      State: MS    Zip: 39216

Email: anorth@stdom.com

IX. APPLICATION FEE SCHEDULE: \*fees are non-refundable after public hearing

Variance(s)                      \$450.00

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**DECLARATION:**

By signing this application, it is understood and agreed that permission is hereby given the duly authorized representative of the City of Jackson to make an investigation of the need for the sign variance request. It is further understood that the Sign & License Manager and staff may inspect the subject property, make photographs and obtain any verifications and data necessary for preparation of its report to the City Council.

The above information is true and complete to the best of my knowledge.

Trace Swartz

WITNESS THE SIGNATURE(S) of the owner(s) of the subject property located at

970 Lakeland Dr., Jackson, MS 39216 Jackson, Mississippi

On this the 5 day of October, 2016.

STATE OF MISSISSIPPI  
COUNTY OF HINDS

Personally came and appeared before me, the within named:

Trace Swartz

Who signed and delivered the above and foregoing instrument as and for their free act and deed on the day and year therein mentioned, and who acknowledge to me that they are the owner(s) of the subject property as described in this Sign Variance Application.

GIVEN UNDER MY HAND AND OFFICIAL SEAL OF OFFICE, this the 5<sup>th</sup>  
Day of October, 2016.

MY COMMISSION EXPIRES:

10-5-17

Fay B. Fife  
NOTARY PUBLIC



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### Statement of Intent

St. Dominic-Jackson Memorial Hospital (St. Dominic's) requests a variance from the City of Jackson to allow four ground-mounted signs in a C-3 zone which only allows one ground-mounted sign per street frontage. Approval of this variance would allow St. Dominic's to replace the four existing ground-mounted signs on Tax Parcel 2-5 on its North Campus (north of Lakeland Drive) surrounding the Dominican Plaza building located at 970 Lakeland Drive.<sup>1</sup> Dominican Plaza is a medical office building that houses various physician offices, St. Dominic's Ambulatory Surgery Center and The Club at St. Dominic's. Jackson Heart Clinic owns part of the building.

St. Dominic's has a complex campus that covers areas on both the north and south side of Lakeland Dr. It is critical for visitors to have an early warning and easy-to-follow directions to the various service offerings, but most especially emergency care. Early and frequent warnings will help avoid traffic congestion or accidents. St. Dominic's wants to make certain the public can safely access all of its facilities and services. Key features of each of the new signs include:

- Smaller or similar size compared to the existing signs (see the included sign size comparison document), in the existing sign locations, with the same footprint
- Smaller top that does not extend beyond the base (see the included sign comparison images), potentially creating greater upper utility right-of-way access
- Greater visibility due to reflective paint and brighter LED backlights
- Easier navigation due to updated directional signs
- Nicer approach for one of the City of Jackson's major thoroughfares by replacing aging signs that are in need of repair

The signs, labeled 1N, 2N, 3N and 4N on the attached location map/plot plan, will replace the four street frontage signs running west from the southbound exit ramp of I-55 (4N and 3N) along Lakeland Dr. (2N) with the last sign (1N) at the entrance to the North Campus on Lakeland Dr. The requested signs will primarily assist patients coming to the Dominican Plaza for surgery or visiting a physician as well as those visiting Behavioral Health Services or the Cancer Center. Due to the heavy volume of vehicular traffic on Lakeland Drive at and west of the I-55 interchange, it is difficult for patients to identify the many services offered at the North Campus, particularly during peak traffic hours. Placement of these signs will allow all drivers sufficient time to identify the building name and be able to safely maneuver into the proper lane to turn off of Lakeland Drive onto St. Dominic's North Campus. Similar to traffic signs, the requested signs will provide assistance in clearly identifying this public service to all patients and help to make this busy intersection safer.

---

<sup>1</sup> According to the Landroll Detail, Tax Parcel 2-5 has an address of 896 Lakeland Drive, but the address for the Dominican Plaza is 970 Lakeland Drive.

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Statement of Intent (cont.)

The above information is true and complete to the best of my knowledge.

Trace Swartz  
WITNESS THE SIGNATURE(S) of the owner(s) of the subject property located at

970 Lakeland Dr., Jackson, MS 39216

On this the 5 day of October, 2016.

STATE OF MISSISSIPPI  
COUNTY OF HINDS

Personally came and appeared before me, the within named:

Trace Swartz

Who signed and delivered the above and forgoing instrument as and for their free act and deed on the day and year therein mentioned, and who acknowledged to me that they are the owner(s) of the subject property as described in this Sign Variance Application.

GIVEN UNDER MY HAND AND OFFICIAL SEAL OF OFFICE, this the 5  
Day of October, 2016.

MY COMMISSION EXPIRES:

10-5-17

Fay B. Fife  
NOTARY PUBLIC





IN

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OCT 07 2016

SIGNS/LICENSE DIVISION

APPLICATION FOR SIGN PERMIT
CITY OF JACKSON
DEPARTMENT OF PLANNING AND DEVELOPMENT
SIGN AND LICENSE DIVISION
200 S. PRESIDENT STREET-JACKSON, MS 39201
601-960-1154

DATE RECEIVED IN OFFICE:

Form with sections: CONTRACTOR/ERECTOR, LOCATION/ADDRESS OF SIGN, GROUND-MOUNTED, BUILDING-MOUNTED, TYPE OF LIGHTING, WORDING ON SIGN(S), ZONING CLASS. Includes handwritten entries for Digital Imaging Group, St. Dominic's, and various measurements.

I hereby certify that I have read this application and that all information contained herein is true and correct; that I agree to comply with all City Ordinances, Codes, and State Laws regulating sign construction; that I am the owner or authorized to act as the owner's agent for the herein described work.

Applicant's Signature: [Handwritten Signature] Date: 10/5/16

Sign and License Division Manager



2N

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OCT 07 2016

SIGNS/LICENSE DIVISION

APPLICATION FOR SIGN PERMIT  
CITY OF JACKSON  
DEPARTMENT OF PLANNING AND DEVELOPMENT  
SIGN AND LICENSE DIVISION  
200 S. PRESIDENT STREET-JACKSON, MS 39201  
601-960-1154

DATE RECEIVED IN OFFICE:

|   |   |  |  |
|---|---|--|--|
| <b>CONTRACTOR/ERECTOR:</b><br>Name <u>Digital Imaging Group</u><br>Address <u>513 Liberty Rd, Ste 46</u><br>City <u>Flowood</u> State <u>MS</u> Zip <u>39232</u><br>Phone <u>601-939-2008</u><br>Bonded and Insured Yes <input checked="" type="checkbox"/> No <input type="checkbox"/><br>City of Jackson Privilege License # <u>061-16937-1</u> |   | <b>LOCATION/ADDRESS OF SIGN:</b><br>Business Name <u>St Dominick-Jackson Memorial Hospital</u><br>Business Address <u>970 Lakeland Dr</u><br>Owner's Name <u>St Dominick's</u><br>Phone <u>601-200-6986</u><br>Privilege License # _____ |  |
| <b>GROUND-MOUNTED:</b><br>Overall Height <u>180"</u><br>Height <u>180"</u><br>Length <u>60"</u><br>Square Footage <u>75</u><br>Wind Pressure _____<br>Billboard <input type="checkbox"/>  | <b>BUILDING-MOUNTED:</b><br>Height _____<br>Length _____<br>Square Footage _____<br>Wall Area _____ | <b>TYPE OF LIGHTING:</b><br>Internal <input checked="" type="checkbox"/> External <input type="checkbox"/><br>UL# _____<br>Sign Material Type: <u>Aluminum</u><br><u>LED</u><br><u>Acrylic</u>   |  |
| <b>WORDING ON SIGN(S):</b><br><u>Jackson Heart (logo)</u><br><u>Dominican PLAZA</u><br><u>↑ Jackson Heart</u><br><u>↑ The Club</u><br><u>↑ Behavioral Health</u><br><u>↑ Cancer Center</u><br><u>↑ Dialysis Center</u>  |   | <b>ZONING CLASS:</b> <u>C-3</u><br>Date Inspected: _____<br>APPROVED <input type="checkbox"/><br>DISAPPROVED <input type="checkbox"/>  |  |
| Temporary Banner <input type="checkbox"/> Plot Drawings <input type="checkbox"/> Sign Drawings <input type="checkbox"/>   |   |  |  |

I hereby certify that I have read this application and that all information contained herein is true and correct; that I agree to comply with all City Ordinances, Codes, and State Laws regulating sign construction; that I am the owner or authorized to act as the owner's agent for the herein described work.

Tace S... 10/5/16  
Applicant's Signature Date

Sign and License Division Manager



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OCT 07 2016

SIGN/LICENSE DIVISION

APPLICATION FOR SIGN PERMIT  
 CITY OF JACKSON  
 DEPARTMENT OF PLANNING AND DEVELOPMENT  
 SIGN AND LICENSE DIVISION  
 200 S. PRESIDENT STREET-JACKSON, MS 39201  
 601-960-1154

DATE RECEIVED IN OFFICE:

|  |   |   |  |
|--|---|---|--|
| <b>CONTRACTOR/ERECTOR:</b><br>Name <u>Digital Imaging Group</u><br>Address <u>513 Liberty Rd, Ste. 4B</u><br>City <u>Flowood</u> State <u>MS</u> Zip <u>39232</u><br>Phone <u>601-939-2008</u><br>Bonded and Insured Yes <input checked="" type="checkbox"/> No <input type="checkbox"/><br>City of Jackson Privilege License # <u>061-16937-1</u> |   | <b>LOCATION/ADDRESS OF SIGN:</b><br>Business Name <u>St. Dominic - Jackson Memorial Hospital</u><br>Business Address <u>910 Lakeland Dr.</u><br>Owner's Name <u>St. Dominic's</u><br>Phone <u>601-200-6986</u><br>Privilege License # _____ |  |
| <b>GROUND-MOUNTED:</b><br>Overall Height <u>180"</u><br>Height <u>180"</u><br>Length <u>60"</u><br>Square Footage <u>75</u><br>Wind Pressure _____<br>Billboard <input type="checkbox"/>   | <b>BUILDING-MOUNTED:</b><br>Height _____<br>Length _____<br>Square Footage _____<br>Wall Area _____ | <b>TYPE OF LIGHTING:</b><br>Internal <input checked="" type="checkbox"/> External <input type="checkbox"/><br>UL# _____<br>Sign Material Type: <u>Aluminum</u><br><u>LED</u><br><u>Acrylic</u>  |  |
| <b>WORDING ON SIGN(S):</b><br><u>St. Dominic's (logo)</u><br><u>Dominican Plaza</u> ↑ <u>Behavioral Health</u><br><u>↑ Jackson Heart</u> ↑ <u>Cancer Center</u><br><u>↑ The Club</u> ↑ <u>Dialysis Center</u>  |   | <b>ZONING CLASS:</b> <u>C-3</u><br><br>Date Inspected: _____<br>APPROVED <input type="checkbox"/><br>DISAPPROVED <input type="checkbox"/>   |  |
| Temporary Banner <input type="checkbox"/> Plot Drawings <input type="checkbox"/> Sign Drawings <input type="checkbox"/>  |   |   |  |

I hereby certify that I have read this application and that all information contained herein is true and correct; that I agree to comply with all City Ordinances, Codes, and State Laws regulating sign construction; that I am the owner or authorized to act as the owner's agent for the herein described work.

T. [Signature]  
 Applicant's Signature

10/5/16  
 Date

\_\_\_\_\_  
 Sign and License Division Manager



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OCT 07 2016

SIGN & LICENSE DIVISION

APPLICATION FOR SIGN PERMIT  
 CITY OF JACKSON  
 DEPARTMENT OF PLANNING AND DEVELOPMENT  
 SIGN AND LICENSE DIVISION  
 200 S. PRESIDENT STREET-JACKSON, MS 39201  
 601-960-1154

DATE RECEIVED IN OFFICE:

|   |   |   |  |
|---|---|---|--|
| <b>CONTRACTOR/ERECTOR:</b>  |   | <b>LOCATION/ADDRESS OF SIGN:</b>  |  |
| Name <u>Digital Imaging Group</u><br>Address <u>513 Liberty Rd., ste 4B</u><br>City <u>Flowood</u> State <u>MS</u> Zip <u>39232</u><br>Phone <u>601-939-2008</u><br>Bonded and Insured Yes <input checked="" type="checkbox"/> No <input type="checkbox"/><br>City of Jackson Privilege License # <u>061-116937-1</u> |   | Business Name <u>St. Dominic-Tackson Memorial Hospital</u><br>Business Address <u>970 Lakeland Dr.</u><br>Owner's Name <u>St. Dominic's</u><br>Phone <u>601-200-6986</u><br>Privilege License # _____ |  |
| <b>GROUND-MOUNTED:</b>  | <b>BUILDING-MOUNTED:</b>  | <b>TYPE OF LIGHTING:</b>  |  |
| Overall Height <u>180"</u><br>Height <u>180"</u><br>Length <u>60"</u><br>Square Footage <u>75</u><br>Wind Pressure _____<br>Billboard <input type="checkbox"/>  | Height _____<br>Length _____<br>Square Footage _____<br>Wall Area _____ | Internal <input checked="" type="checkbox"/> External <input type="checkbox"/><br>UL# _____<br>Sign Material Type: <u>Aluminum</u><br><u>LED</u><br><u>Acrylic</u>                                    |  |
| <b>WORDING ON SIGN(S):</b>  |   | <b>ZONING CLASS: <u>C-3</u></b>   |  |
| <u>Jackson Heart (logo)</u><br><u>Dominican Plaza</u> ↑ Behavioral Health<br><u>↑ Jackson Heart</u> ↑ Cancer Center<br><u>↑ The Club</u> ↑ Dialysis Center  |   | Date Inspected: _____<br>APPROVED <input type="checkbox"/><br>DISAPPROVED <input type="checkbox"/>  |  |
| Temporary Banner <input type="checkbox"/> Plot Drawings <input type="checkbox"/> Sign Drawings <input type="checkbox"/>   |   |   |  |

I hereby certify that I have read this application and that all information contained herein is true and correct; that I agree to comply with all City Ordinances, Codes, and State Laws regulating sign construction; that I am the owner or authorized to act as the owner's agent for the herein described work.

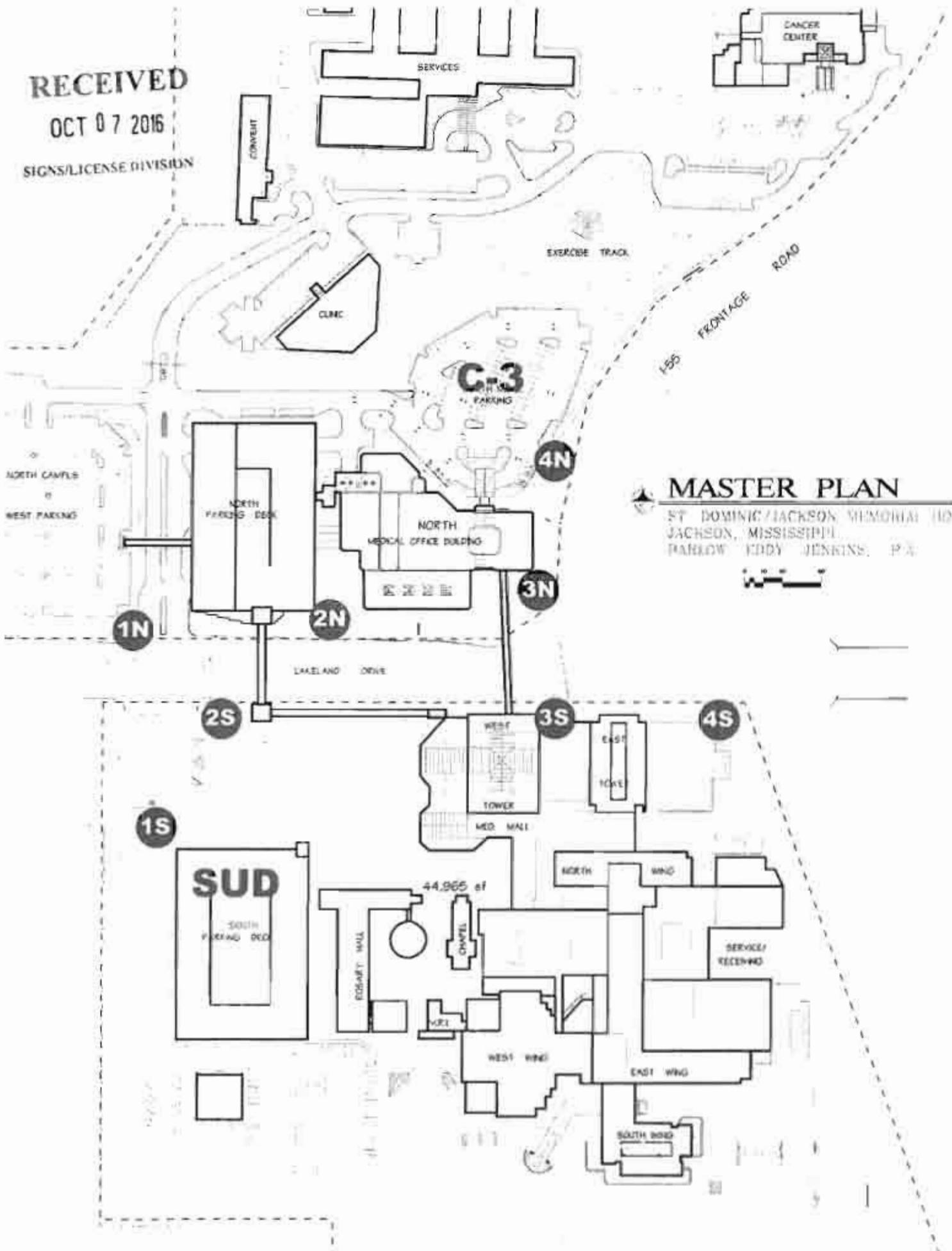
T. McSwain      10/5/16  
 Applicant's Signature      Date

\_\_\_\_\_  
 Sign and License Division Manager

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OCT 07 2016

SIGNS/LICENSE DIVISION



### MASTER PLAN

ST DOMINIC/JACKSON MEMORIAL HOSPITAL  
JACKSON, MISSISSIPPI  
BARLOW EDDY JENKINS, P.A.



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SIGNS/LICENSE DIVISION



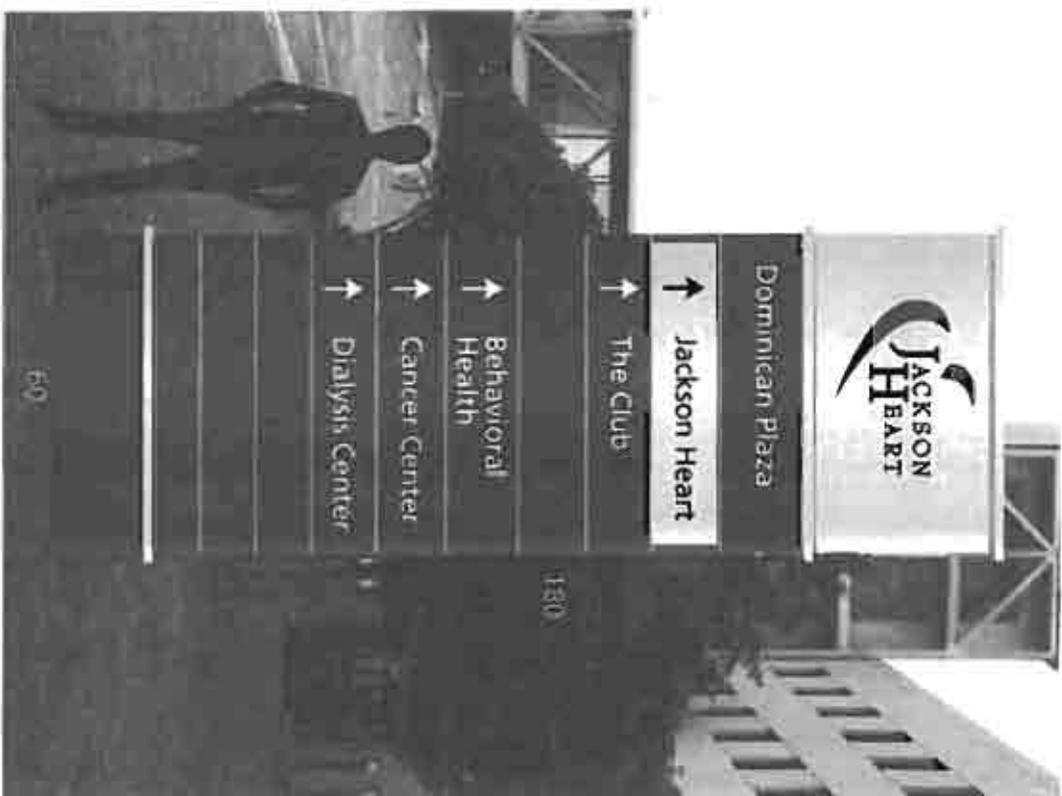
1N

double sided  
18 deep  
backlit  
240x85

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OCT 07 2016

SIGNSLICENSE DIVISION



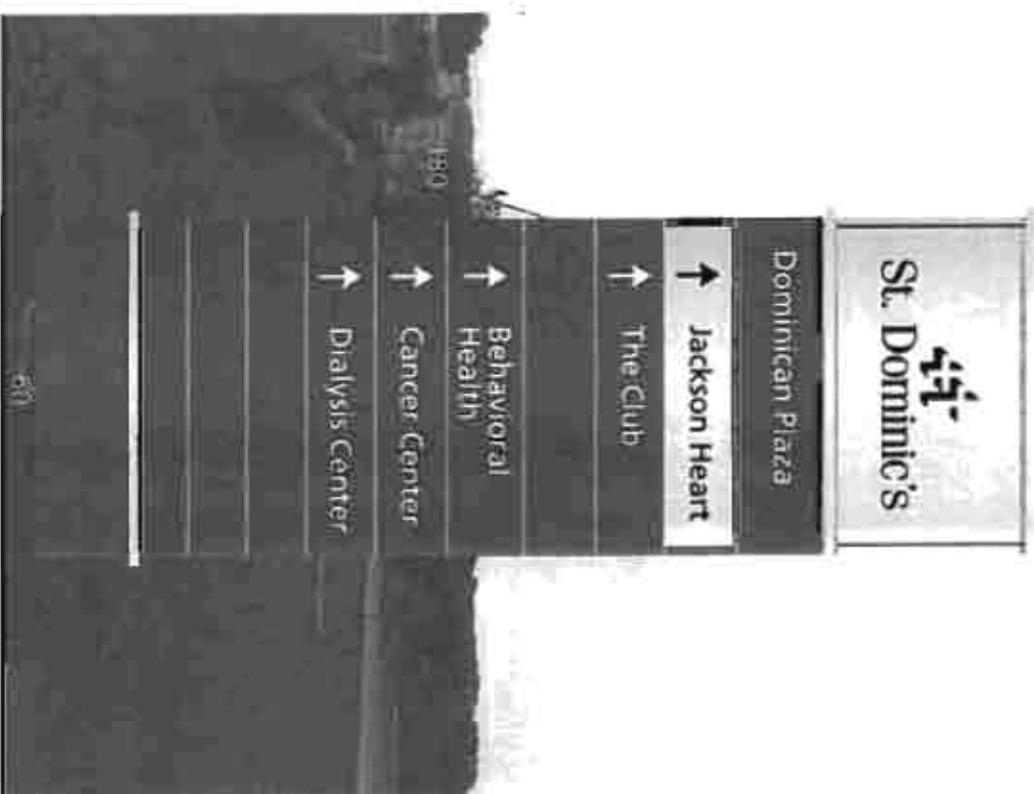
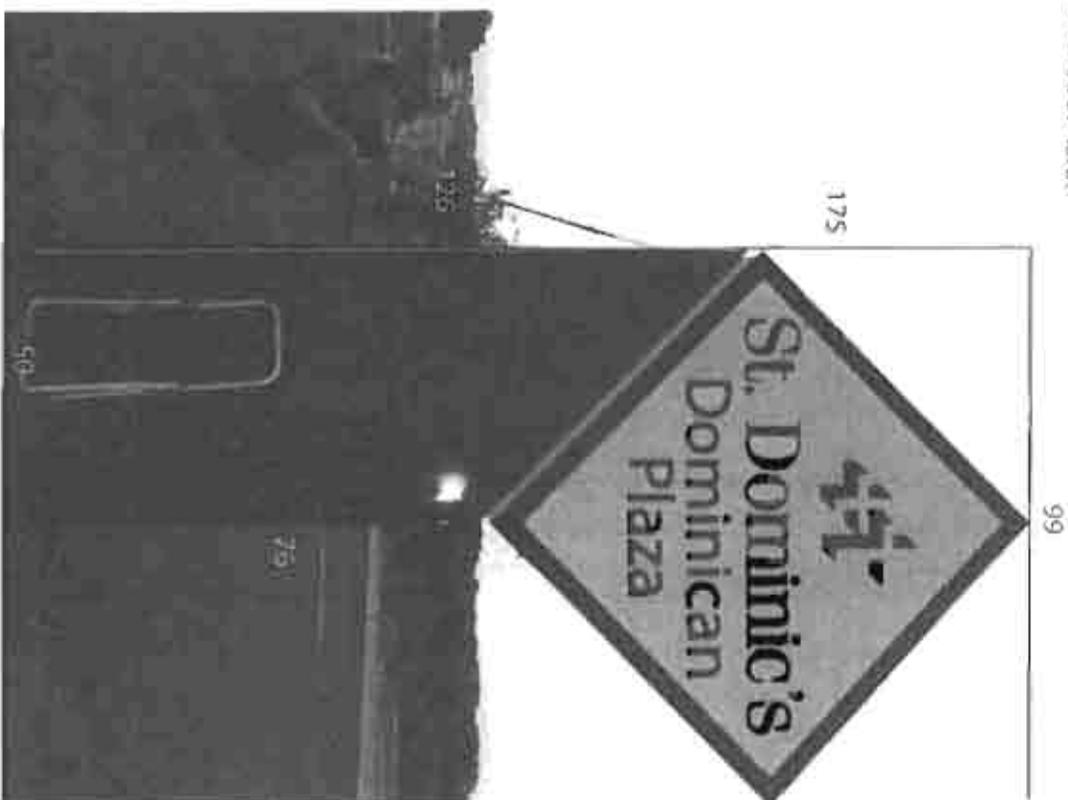
2N

double sided  
18 deep  
backlit  
180x60

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OCT 07 2016

SIGN/LICENSE DIVISION



double sided - logo only on back  
18 deep  
backlit

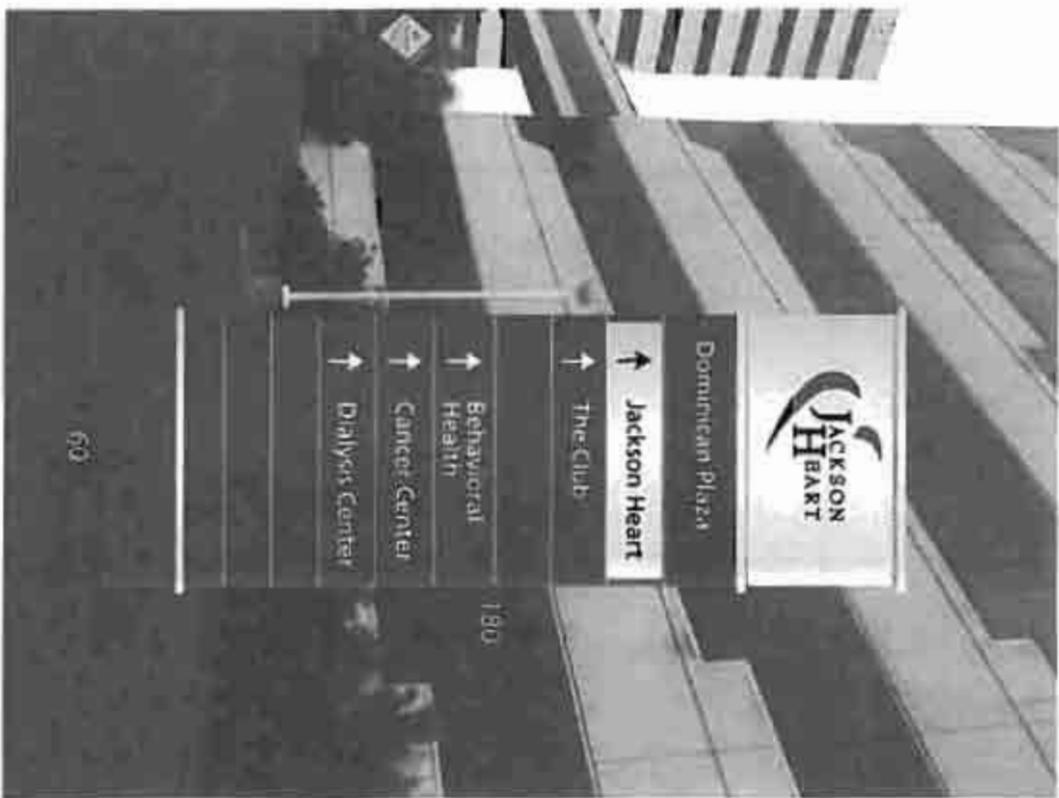
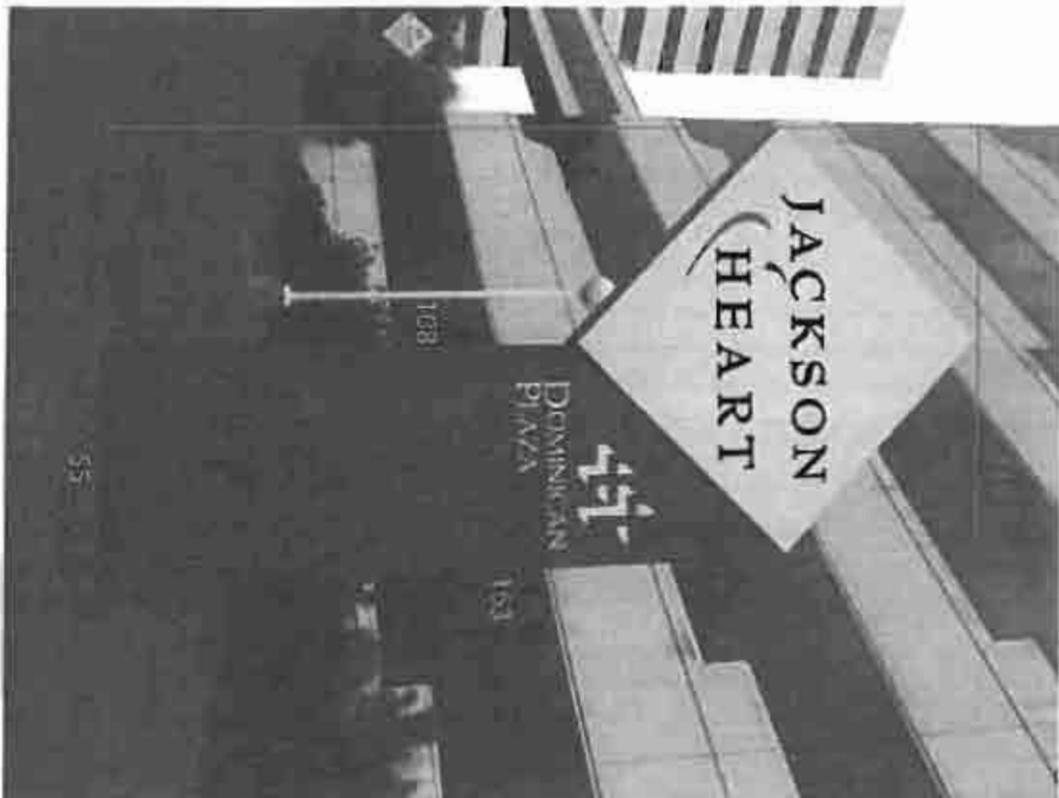
180x60

3N

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OCT 07 2016

SIGN/LICENSING DIVISION



4N

single sided  
18 deep  
backlit

180x60

# Landroll Detail

|   |  |            |                    |                   |   |               |                  |            |            |
|---|--|------------|--------------------|-------------------|---|---------------|------------------|------------|------------|
| Parcel Number<br><b>2-5-2</b>   | Map Reference Number<br>578.00 1 2.00  |            |                    |                   |   |               |                  |            |            |
|   | <a href="#">View Map</a><br><a href="#">Property Taxes</a><br><a href="#">Gis Map</a>  |            |                    |                   |   |               |                  |            |            |
| Subdivision No.<br><b>1376</b>  | Homestead Exemption Account Numbers  |            |                    |                   |   |               |                  |            |            |
| Assessed Owner<br><b>ST DOMINIC MEMORIAL HOSPITAL INC</b><br>969 LAKELAND DR<br>JACKSON MS 39216  | Assessed Values<br><table border="1" style="width: 100%; border-collapse: collapse;"> <tr><td>Land Value</td><td style="text-align: right;">29,982</td></tr> <tr><td>Improvement Value</td><td style="text-align: right;">1,432,569</td></tr> <tr><td><b>Total</b></td><td style="text-align: right;"><b>1,462,551</b></td></tr> </table>  | Land Value | 29,982             | Improvement Value | 1,432,569   | <b>Total</b>  | <b>1,462,551</b> |            |            |
| Land Value  | 29,982   |            |                    |                   |   |               |                  |            |            |
| Improvement Value   | 1,432,569  |            |                    |                   |   |               |                  |            |            |
| <b>Total</b>  | <b>1,462,551</b>   |            |                    |                   |   |               |                  |            |            |
| Location<br><b>970 LAKELAND DR</b>  | Appraised Values<br><table border="1" style="width: 100%; border-collapse: collapse;"> <tr><td>Land Value</td><td style="text-align: right;">199,880</td></tr> <tr><td>Improvement Value</td><td style="text-align: right;">9,550,460</td></tr> <tr><td><b>Total</b></td><td style="text-align: right;"><b>9,750,340</b></td></tr> </table>  | Land Value | 199,880            | Improvement Value | 9,550,460   | <b>Total</b>  | <b>9,750,340</b> |            |            |
| Land Value  | 199,880  |            |                    |                   |   |               |                  |            |            |
| Improvement Value   | 9,550,460  |            |                    |                   |   |               |                  |            |            |
| <b>Total</b>  | <b>9,750,340</b>   |            |                    |                   |   |               |                  |            |            |
| Legal Description<br>BEG SW COR LOT 16 ODENEAL SY W 47.5 FT TO POB<br>W 177.5 FT N/LY 140.76 FT E 237.5 FT S/LY<br>112 FT SW/LY 48.35 FT TO POB PT LOT 19<br>ODENEAL SY LESS N/W COR TO C E BULLOCK ET AL<br>& LESS TO JACKSON HEART REALTY | Building Info.<br><table border="1" style="width: 100%; border-collapse: collapse;"> <tr><td>Type</td><td style="text-align: right;">MEDS</td></tr> <tr><td>Base Area</td><td style="text-align: right;">32,436</td></tr> <tr><td>Adjusted Area</td><td style="text-align: right;">114,867</td></tr> <tr><td>Year Built</td><td style="text-align: right;">2005</td></tr> </table> | Type       | MEDS               | Base Area         | 32,436  | Adjusted Area | 114,867          | Year Built | 2005       |
| Type  | MEDS   |            |                    |                   |   |               |                  |            |            |
| Base Area   | 32,436   |            |                    |                   |   |               |                  |            |            |
| Adjusted Area   | 114,867  |            |                    |                   |   |               |                  |            |            |
| Year Built  | 2005   |            |                    |                   |   |               |                  |            |            |
| Acreage Info.   | Deed Info.   |            |                    |                   |   |               |                  |            |            |
| <table border="1" style="width: 100%; border-collapse: collapse;"> <tr><td>Cultivated Acres</td><td style="text-align: right;">0.00</td></tr> <tr><td>Uncultivated Acres</td><td style="text-align: right;">0.00</td></tr> </table>         | Cultivated Acres   | 0.00       | Uncultivated Acres | 0.00              | <table border="1" style="width: 100%; border-collapse: collapse;"> <tr><td>Book &amp; Page</td><td style="text-align: right;">6567-0512</td></tr> <tr><td>Date</td><td style="text-align: right;">10/03/2006</td></tr> </table> | Book & Page   | 6567-0512        | Date       | 10/03/2006 |
| Cultivated Acres  | 0.00   |            |                    |                   |   |               |                  |            |            |
| Uncultivated Acres  | 0.00   |            |                    |                   |   |               |                  |            |            |
| Book & Page   | 6567-0512  |            |                    |                   |   |               |                  |            |            |
| Date  | 10/03/2006   |            |                    |                   |   |               |                  |            |            |

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OCT 07 2016

SIGNS/LICENSE DIVISION

OFFICE OF THE CITY ATTORNEY  
10/21/10

**REQUESTING THE CITY COUNCIL REVIEW AND VOTE TO DENY THE SIGN VARIANCE REQUEST FOR ST. DOMINIC'S HOSPITAL TO ERECT FOUR GROUND/MONUMENT SIGNS ON THE SAME STREET FRONTAGE WITHIN A C-3 ZONE WHICH ONLY ALLOWS ONE GROUND/MONUMENT SIGN PER STREET FRONTAGE (WARD 7)**

**WHEREAS**, the public health, safety or general welfare of the community may require that variances be granted in specific cases as set forth in City of Jackson Sign Ordinance, Sections 102-26, et seq., of the City of Jackson Code of Ordinances; and

**WHEREAS**, pursuant to Section 102-40, no action by the City Council may be taken concerning a variance from the sign regulations until after a public hearing in relation thereto, at which parties in interest and the general citizenry shall have an opportunity to be heard; and

**WHEREAS**, no variance from the Sign Ordinance shall be passed by the City Council unless and until an application seeking the variance is filed with the City's Signs and License Division, with such application containing, at a minimum, a legal description, location map, plot plan, the exact nature of the requested variance, the grounds upon which it is requested, and/or such other information as may be required by the Signs and License Division manager; and

**WHEREAS**, said variance application shall also demonstrate that:

1. Special conditions and circumstances exist which are peculiar to the land, structure, or building involved and which are not applicable to other lands, structures, or buildings in the same district;
2. The literal interpretation of the provisions of the Sign Ordinance would deprive the applicant of rights commonly enjoyed by other properties in the same district under the provisions of the Sign Ordinance;
3. The special conditions and circumstances do not result from actions of the applicant; and
4. Granting the variance requested will not confer upon the applicant any special privilege that is denied by the Sign Ordinance to other similar lands, structures, or buildings in the same district; and

**WHEREAS**, St. Dominic's Hospital, the applicant herein, has requested a variance from the Sign Ordinance regulations to erect four ground/monument signs on the same street frontage within a C-3 zone which only allows one ground/monument sign per street frontage.

#9

**IT IS THEREFORE, ORDERED** that St. Dominic's Hospital is hereby *(denied)* a variance from the Sign Ordinance regulations to erect four ground/monument signs on the same street frontage within a C-3 zone which only allows one ground/monument sign per street frontage, it being determined that the parties in interest and the general citizenry first had their opportunity to be heard and that the applicant **(has not)** met the necessary criteria for the requested variance.

**IT IS FURTHER ORDERED** that the City Council has considered the variance application and denies the variance requested therein based on a finding that no special conditions and circumstances exist which are peculiar to the land, structure, or building involved and which are not applicable to other lands, structures, or buildings in the same district; the literal interpretation of the provision of the Sign Ordinance *(would not)* deprive the applicant of rights commonly enjoyed by other properties in the same district under the provisions of the Sign Ordinance; the special conditions and circumstances do not result from actions of the applicant; and granting the variance requested *(will)* confer upon the applicant any special privilege that is denied by the Sign Ordinance to other similar lands, structures, or buildings in the same district.

Item#

November 15, 2016

By: Taylor, Coleman, Yarber

CITY COUNCIL AGENDA ITEM 10 POINT DATA SHEET

10-17-2016

DATE

| POINTS |   | COMMENTS   |   |
|--------|---|--|---|
| 1.     | <b>Brief Description/Purpose</b>  | Request for St. Dominic's Hospital to erect four ground/monument signs on the same street frontage within a C-3 zone which only allows one ground/monument sign per street frontage. |   |
| 2.     | <b>Public Policy Initiative</b><br>1. Youth & Education<br>2. Crime Prevention<br>3. Changes in City Government<br>4. Neighborhood Enhancement<br>5. Economic Development<br>6. Infrastructure and Transportation<br>7. Quality of Life | N/A  |   |
| 3.     | <b>Who will be affected</b>   | N/A  |   |
| 4.     | <b>Benefits</b>   | N/A  |   |
| 5.     | <b>Schedule (beginning date)</b>  | N/A  |   |
| 6.     | <b>Location:</b><br>• WARD<br>• CITYWIDE (yes or no) (area)<br>• Project limits if applicable   | 970 Lakeland Drive WARD 7  |   |
| 7.     | <b>Action implemented by:</b><br>• City Department <input checked="" type="checkbox"/><br>• Consultant <input type="checkbox"/>   | Department of Planning & Development<br>Signs & License Division   |   |
| 8.     | <b>COST</b>   | N/A  |   |
| 9.     | <b>Source of Funding</b><br>• General Fund <input type="checkbox"/><br>• Grant <input type="checkbox"/><br>• Bond <input type="checkbox"/><br>• Other <input type="checkbox"/>  | N/A  |   |
| 10.    | <b>EBO participation</b>  | ABE _____ %<br>AABE _____ %<br>WBE _____ %<br>HBE _____ %<br>NABE _____ %  | WAIVER yes ___ no ___ N/A ___<br>WAIVER yes ___ no ___ N/A ___ |

Department of Planning and Development



200 South President Street  
Post Office Box 17  
Jackson, Mississippi 39205-0017

## MEMORANDUM

**TO:** Mayor Tony Yarber

**FROM:** Eric Jefferson, Director   
Department of Planning & Development

**DATE:** October 17, 2016

**RE:** Sign Variance

---

St. Dominic's Hospital located at 970 Lakeland Drive, is requesting a variance to erect four ground/monument signs on the same street frontage within a C-3 zone which only allows one ground/monument sign per street frontage.

Office of the City Attorney

455 East Capitol Street  
Post Office Box 2779  
Jackson, Mississippi 39207-2779  
Telephone: (601) 960-1799  
Facsimile: (601) 960-1756

## OFFICE OF THE CITY ATTORNEY

---

OFFICE OF THE CITY ATTORNEY  
10/21/16

This ORDER REQUESTING THE CITY COUNCIL REVIEW AND VOTE TO DENY THE SIGN VARIANCE REQUEST FOR ST. DOMINIC'S HOSPITAL TO ERECT FOUR GROUND/ MONUMENT SIGNS ON THE SAME STREET FRONTAGE WITHIN A C-3 ZONE WHICH ONLY ALLOWS ONE GROUND/MONUMENT SIGN PER STREET FRONTAGE (WARD 7) is legally sufficient for placement in NOVUS Agenda.

  
\_\_\_\_\_  
Monica D. Joiner, City Attorney  
Dana Sims, Deputy City Attorney 

10/21/16  
DATE

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OCT 07 2016

SIGNS/LICENSE DIVISION

Paid 450.00 #357118  
10-7-16 K. Easley

FOR OFFICE USE ONLY

CASE NO.: \_\_\_\_\_

## CITY OF JACKSON, MS

### Application for Sign Variance

I. Subject Property Address: 970 Lakeland Drive (According to the Landroll

Detail, Tax Parcel 2-5 has an address of 896 Lakeland Drive, but the address for Dominican Plaza is 970 Lakeland Drive).

II. Purpose for requested Sign Variance: (Brief Description)

St. Dominic-Jackson Memorial Hospital requests a variance from the City of Jackson to allow four ground-mounted monument signs on the street frontage in a C-3 zone which only allows one ground-mounted sign per street frontage. (replacement of existing signs only, no new sign locations).

III. Have you or any other individual been cited for or notified of any ordinance violations related to this property or business? None known

If yes, please give details and dates of violations:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

IV. Are there any Restrictive Covenants? No If yes, please attach copies

V. What is the Zoning classification of property? C-3  
If yes, please attach copies of agency findings and decisions.

#### VI. APPLICANT'S INFORMATION:

Name: St. Dominic-Jackson Memorial Hospital

Mailing Address: 969 Lakeland Dr.

City: Jackson State: MS Zip: 39216

Contact Phone: 601-200-6986 Fax: \_\_\_\_\_

Email: anorth@stdom.com

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OCT 07 2016

SIGNS/LICENSE DIVISION

VII. APPLICANT WILL BE REPRESENTED BY:  Same as above

Name: Digital Imaging Group

Mailing Address: 513 Liberty Rd., Ste. 48

City: Flowood State: MS Zip: 39232

Contact Phone: 601-939-2008 Fax: \_\_\_\_\_

Email: chase@dig.us.com

VIII. CURRENT PROPERTY OWNER(S):  Same as above

Name: St. Dominic-Jackson Memorial Hospital

Mailing Address: 969 Lakeland Dr.

City: Jackson State: MS Zip: 39216

Email: anorth@stdom.com

IX. APPLICATION FEE SCHEDULE: \*fees are non-refundable after public hearing

Variance(s) \$450.00

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SIGNS/LICENSE DIVISION

**DECLARATION:**

By signing this application, it is understood and agreed that permission is hereby given the duly authorized representative of the City of Jackson to make an investigation of the need for the sign variance request. It is further understood that the Sign & License Manager and staff may inspect the subject property, make photographs and obtain any verifications and data necessary for preparation of its report to the City Council.

The above information is true and complete to the best of my knowledge.

Trace Swartz

WITNESS THE SIGNATURE(S) of the owner(s) of the subject property located at

970 Lakeland Dr., Jackson, MS 39216 Jackson, Mississippi

On this the 5 day of October, 2016

STATE OF MISSISSIPPI  
COUNTY OF HINDS

Personally came and appeared before me, the within named:

Trace Swartz

Who signed and delivered the above and foregoing instrument as and for their free act and deed on the day and year therein mentioned, and who acknowledge to me that they are the owner(s) of the subject property as described in this Sign Variance Application.

GIVEN UNDER MY HAND AND OFFICIAL SEAL OF OFFICE, this the 5<sup>th</sup>

Day of October, 2016.

MY COMMISSION EXPIRES

10-5-17



Fay B. Fife  
NOTARY PUBLIC

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OCT 07 2016

SIGNS/LICENSE DIVISION

### Statement of Intent

St. Dominic-Jackson Memorial Hospital (St. Dominic's) requests a variance from the City of Jackson to allow four ground-mounted signs in a C-3 zone which only allows one ground-mounted sign per street frontage. Approval of this variance would allow St. Dominic's to replace the four existing ground-mounted signs on Tax Parcel 2-5 on its North Campus (north of Lakeland Drive) surrounding the Dominican Plaza building located at 970 Lakeland Drive.<sup>1</sup> Dominican Plaza is a medical office building that houses various physician offices, St. Dominic's Ambulatory Surgery Center and The Club at St. Dominic's. Jackson Heart Clinic owns part of the building.

St. Dominic's has a complex campus that covers areas on both the north and south side of Lakeland Dr. It is critical for visitors to have an early warning and easy-to-follow directions to the various service offerings, but most especially emergency care. Early and frequent warnings will help avoid traffic congestion or accidents. St. Dominic's wants to make certain the public can safely access all of its facilities and services. Key features of each of the new signs include:

- Smaller or similar size compared to the existing signs (see the included sign size comparison document), in the existing sign locations, with the same footprint
- Smaller top that does not extend beyond the base (see the included sign comparison images), potentially creating greater upper utility right-of-way access
- Greater visibility due to reflective paint and brighter LED backlights
- Easier navigation due to updated directional signs
- Nicer approach for one of the City of Jackson's major thoroughfares by replacing aging signs that are in need of repair

The signs, labeled 1N, 2N, 3N and 4N on the attached location map/plot plan, will replace the four street frontage signs running west from the southbound exit ramp of I-55 (4N and 3N) along Lakeland Dr. (2N) with the last sign (1N) at the entrance to the North Campus on Lakeland Dr. The requested signs will primarily assist patients coming to the Dominican Plaza for surgery or visiting a physician as well as those visiting Behavioral Health Services or the Cancer Center. Due to the heavy volume of vehicular traffic on Lakeland Drive at and west of the I-55 interchange, it is difficult for patients to identify the many services offered at the North Campus, particularly during peak traffic hours. Placement of these signs will allow all drivers sufficient time to identify the building name and be able to safely maneuver into the proper lane to turn off of Lakeland Drive onto St. Dominic's North Campus. Similar to traffic signs, the requested signs will provide assistance in clearly identifying this public service to all patients and help to make this busy intersection safer.

---

<sup>1</sup> According to the Landroll Detail, Tax Parcel 2-5 has an address of 896 Lakeland Drive, but the address for the Dominican Plaza is 970 Lakeland Drive.

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Statement of Intent (cont.)

The above information is true and complete to the best of my knowledge.

*Trace Swartzfager*

WITNESS THE SIGNATURE(S) of the owner(s) of the subject property located at  
970 Lakeland Dr., Jackson, MS 39216

On this the 5 day of October, 2016.

STATE OF MISSISSIPPI  
COUNTY OF HINDS

Personally came and appeared before me, the within named:

*Trace Swartzfager*

Who signed and delivered the above and forgoing instrument as and for their free act and deed on the day and year therein mentioned, and who acknowledged to me that they are the owner(s) of the subject property as described in this Sign Variance Application.

GIVEN UNDER MY HAND AND OFFICIAL SEAL OF OFFICE, this the 5  
Day of October, 2016.

MY COMMISSION EXPIRES:

10-5-17

*Fay B. Fife*





IN

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SIGNS/LICENSE DIVISION

APPLICATION FOR SIGN PERMIT  
CITY OF JACKSON  
DEPARTMENT OF PLANNING AND DEVELOPMENT  
SIGN AND LICENSE DIVISION  
200 S. PRESIDENT STREET-JACKSON, MS 39201  
601-960-1154

DATE RECEIVED IN OFFICE:

|   |                          |  |  |
|---|--------------------------|--|--|
| <b>CONTRACTOR/ERECTOR:</b>  |                          | <b>LOCATION/ADDRESS OF SIGN:</b>   |  |
| Name <u>Digital Imaging Group</u>   |                          | Business Name <u>St. Dominic - Jackson Memorial Hospital</u>                   |  |
| Address <u>513 Liberty Rd. Ste 4B</u>   |                          | Business Address <u>970 Lakeland Dr.</u>                                       |  |
| City <u>Flowood</u> State <u>MS</u> Zip <u>39232</u>  |                          | Owner's Name <u>St. Dominic's</u>  |  |
| Phone <u>601-939-2000</u>   |                          | Phone <u>601-260-4980</u>  |  |
| Bonded and Insured Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>                                  |                          | Privilege License # _____  |  |
| City of Jackson Privilege License # <u>061-16A37-1</u>  |                          |  |  |
| <b>GROUND-MOUNTED:</b>  | <b>BUILDING-MOUNTED:</b> | <b>TYPE OF LIGHTING:</b>   |  |
| Overall Height <u>240"</u>  | Height _____             | Internal <input checked="" type="checkbox"/> External <input type="checkbox"/> |  |
| Height <u>240"</u>  | Length _____             | UL# _____  |  |
| Length <u>85"</u>   | Square Footage _____     | Sign Material Type: <u>Aluminum</u>  |  |
| Square Footage <u>141.7</u>   | Wall Area _____          | <u>LED Acrylic</u>   |  |
| Wind Pressure _____   |                          |  |  |
| Billboard <input type="checkbox"/>  |                          |  |  |
| <b>WORDING ON SIGN(S):</b>  |                          | <b>ZONING CLASS: <u>C-3</u></b>  |  |
| <u>St. Dominic's (logo)</u>   |                          | Date Inspected: _____  |  |
| <u>Dominican Plaza</u> → <u>Behavioral Health</u>   |                          | APPROVED <input type="checkbox"/>  |  |
| <u>→ Jackson Heart</u> → <u>Cancer Center</u>   |                          | DISAPPROVED <input type="checkbox"/>   |  |
| <u>→ The Club</u>   |                          |  |  |
| Temporary Banner <input type="checkbox"/> Plot Drawings <input type="checkbox"/> Sign Drawings <input type="checkbox"/> |                          |  |  |

I hereby certify that I have read this application and that all information contained herein is true and correct; that I agree to comply with all City Ordinances, Codes, and State Laws regulating sign construction; that I am the owner or authorized to act as the owner's agent for the herein described work.

T. [Signature] 10/5/16  
Applicant's Signature Date

\_\_\_\_\_  
Sign and License Division Manager



2N

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SIGNS/LICENSE DIVISION

APPLICATION FOR SIGN PERMIT  
 CITY OF JACKSON  
 DEPARTMENT OF PLANNING AND DEVELOPMENT  
 SIGN AND LICENSE DIVISION  
 200 S. PRESIDENT STREET-JACKSON, MS 39201  
 601-960-1154

DATE RECEIVED IN OFFICE:

|  |   |   |  |
|--|---|---|--|
| <b>CONTRACTOR/ERECTOR:</b>   |   | <b>LOCATION/ADDRESS OF SIGN:</b>  |  |
| Name <u>Digital Imaging Group</u><br>Address <u>513 Liberty Rd, Ste. 46</u><br>City <u>Flowood</u> State <u>MS</u> Zip <u>39232</u><br>Phone <u>601-939-2008</u><br>Bonded and Insured Yes <input checked="" type="checkbox"/> No <input type="checkbox"/><br>City of Jackson Privilege License # <u>061-16937-1</u> |   | Business Name <u>St. Dominic-Jackson Memorial Hospital</u><br>Business Address <u>970 Lakeland Dr.</u><br>Owner's Name <u>St. Dominic's</u><br>Phone <u>601-200-6986</u><br>Privilege License # _____ |  |
| <b>GROUND-MOUNTED:</b>   | <b>BUILDING-MOUNTED:</b>  | <b>TYPE OF LIGHTING:</b>  |  |
| Overall Height <u>180"</u><br>Height <u>180"</u><br>Length <u>60"</u><br>Square Footage <u>75</u><br>Wind Pressure _____<br>Billboard <input type="checkbox"/>   | Height _____<br>Length _____<br>Square Footage _____<br>Wall Area _____ | Internal <input checked="" type="checkbox"/> External <input type="checkbox"/><br>UL# _____<br>Sign Material Type: <u>Aluminum</u><br><u>LED</u><br><u>Acrylic</u>                                    |  |
| <b>WORDING ON SIGN(S):</b>   |   | <b>ZONING CLASS:</b> <u>C-3</u>   |  |
| <u>Jackson Heart (Logo)</u><br><u>Dominican Plaza</u> ↑ <u>Behavioral Health</u><br>↑ <u>Jackson Heart</u> ↑ <u>Cancer Center</u><br>↑ <u>The Club</u> ↑ <u>Dialysis Center</u>  |   | Date Inspected _____<br>APPROVED <input type="checkbox"/><br>DISAPPROVED <input type="checkbox"/>   |  |
| Temporary Banner <input type="checkbox"/> Plot Drawings <input type="checkbox"/> Sign Drawings <input type="checkbox"/>  |   |   |  |

I hereby certify that I have read this application and that all information contained herein is true and correct, that I agree to comply with all City Ordinances, Codes, and State Laws regulating sign construction, that I am the owner or authorized to act as the owner's agent for the herein described work.

T. [Signature]      10/5/16  
 Applicant's Signature      Date

\_\_\_\_\_  
 Sign and License Division Manager



3N

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SIGNS/LICENSE DIVISION

APPLICATION FOR SIGN PERMIT
CITY OF JACKSON
DEPARTMENT OF PLANNING AND DEVELOPMENT
SIGN AND LICENSE DIVISION
200 S. PRESIDENT STREET-JACKSON, MS 39201
601-960-1154

DATE RECEIVED IN OFFICE:

Form with sections: CONTRACTOR/ERECTOR, LOCATION/ADDRESS OF SIGN, GROUND-MOUNTED, BUILDING-MOUNTED, TYPE OF LIGHTING, WORDING ON SIGN(S), ZONING CLASS. Includes handwritten entries for Digital Imaging Group, St. Dominic's, and sign details.

I hereby certify that I have read this application and that all information contained herein is true and correct; that I agree to comply with all City Ordinances, Codes, and State Laws regulating sign construction; that I am the owner or authorized to act as the owner's agent for the herein described work.

Applicant's Signature (Handwritten signature)

Date: 10/5/16

Sign and License Division Manager



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SIGNS/LICENSE DIVISION

APPLICATION FOR SIGN PERMIT  
 CITY OF JACKSON  
 DEPARTMENT OF PLANNING AND DEVELOPMENT  
 SIGN AND LICENSE DIVISION  
 200 S. PRESIDENT STREET-JACKSON, MS 39201  
 601-960-1154

DATE RECEIVED IN OFFICE:

|   |   |  |  |
|---|---|--|--|
| <b>CONTRACTOR/ERECTOR:</b><br>Name <u>Digital Imaging Group</u><br>Address <u>513 Liberty Rd., Ste 4B</u><br>City <u>Flowood</u> State <u>MS</u> Zip <u>39232</u><br>Phone <u>601-939-2008</u><br>Bonded and Insured Yes <input checked="" type="checkbox"/> No <input type="checkbox"/><br>City of Jackson Privilege License # <u>061-116937-1</u> |   | <b>LOCATION/ADDRESS OF SIGN:</b><br>Business Name <u>St. Dominic-Jackson Memorial Hospital</u><br>Business Address <u>970 Lakeland Dr.</u><br>Owner's Name <u>St. Dominic's</u><br>Phone <u>601-200-1098/10</u><br>Privilege License # _____ |  |
| <b>GROUND-MOUNTED:</b><br>Overall Height <u>180"</u><br>Height <u>180"</u><br>Length <u>60"</u><br>Square Footage <u>75</u><br>Wind Pressure _____<br>Billboard <input type="checkbox"/>  | <b>BUILDING-MOUNTED:</b><br>Height _____<br>Length _____<br>Square Footage _____<br>Wall Area _____ | <b>TYPE OF LIGHTING:</b><br>Internal <input checked="" type="checkbox"/> External <input type="checkbox"/><br>UL# _____<br>Sign Material Type: <u>Aluminum</u><br><u>LED</u><br><u>Acrylic</u>   |  |
| <b>WORDING ON SIGN(S):</b><br><u>Jackson Heart (logo)</u><br><u>Dominican Plaza</u> ↑ Behavioral Health<br><u>↑ Jackson Heart</u> ↑ Cancer Center<br><u>↑ The Club</u> ↑ Dialysis Center  |   | <b>ZONING CLASS:</b> <u>C-3</u><br><br>Date Inspected: _____<br>APPROVED <input type="checkbox"/><br>DISAPPROVED <input type="checkbox"/>  |  |
| Temporary Banner <input type="checkbox"/> Plot Drawings <input type="checkbox"/> Sign Drawings <input type="checkbox"/>   |   |  |  |

I hereby certify that I have read this application and that all information contained herein is true and correct; that I agree to comply with all City Ordinances, Codes, and State Laws regulating sign construction; that I am the owner or authorized to act as the owner's agent for the herein described work.

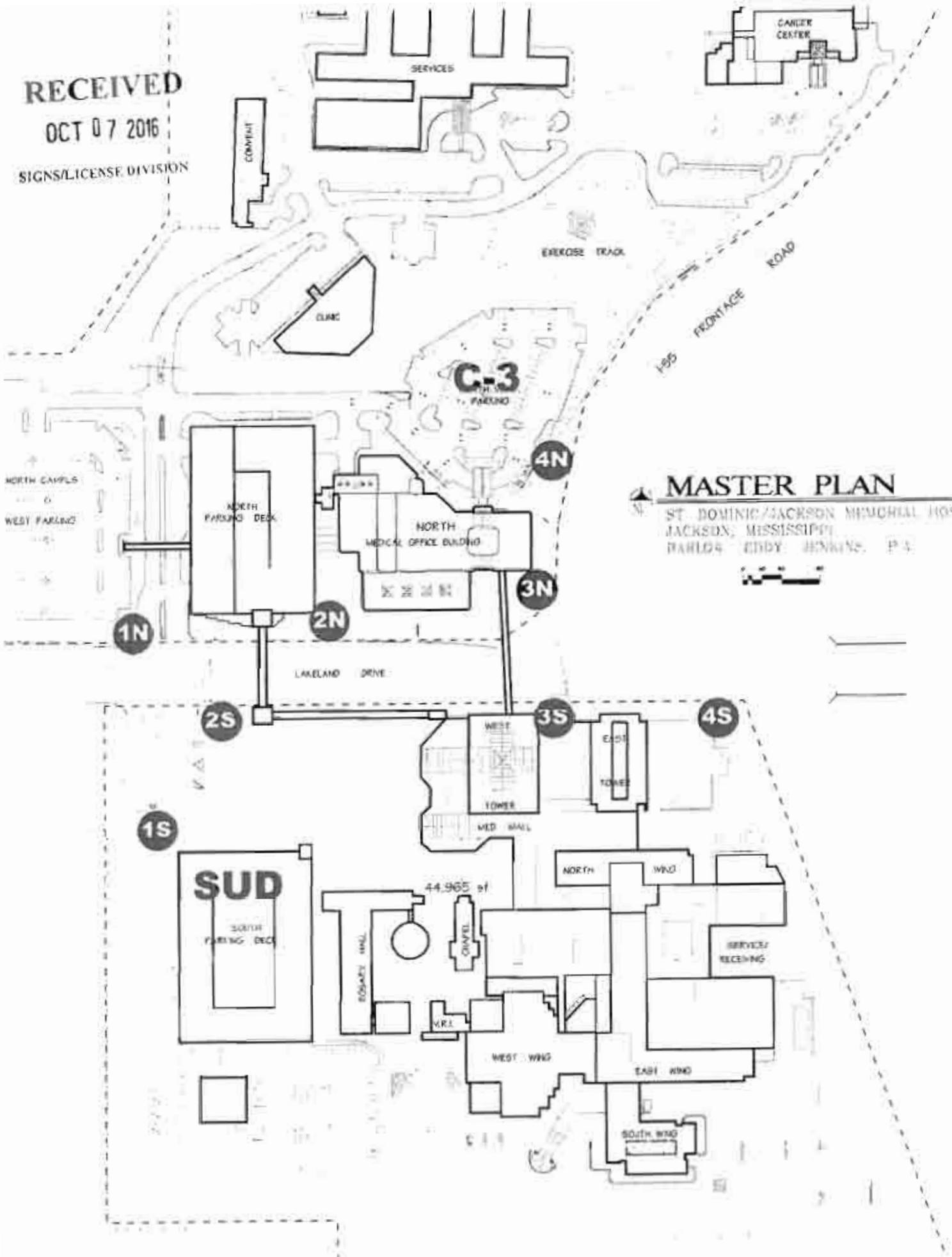
T. [Signature]      10/5/16  
 Applicant's Signature      Date

\_\_\_\_\_  
 Sign and License Division Manager

RECEIVED

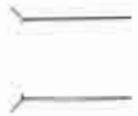
OCT 07 2016

SIGNS/LICENSE DIVISION



### MASTER PLAN

ST. DOMINIC/JACKSON MEMORIAL HOSP  
JACKSON, MISSISSIPPI  
PARLOUS EDDY: JENKINS, P.A.



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SIGNSLICENSE DIVISION



double sided  
18 deep  
backlit

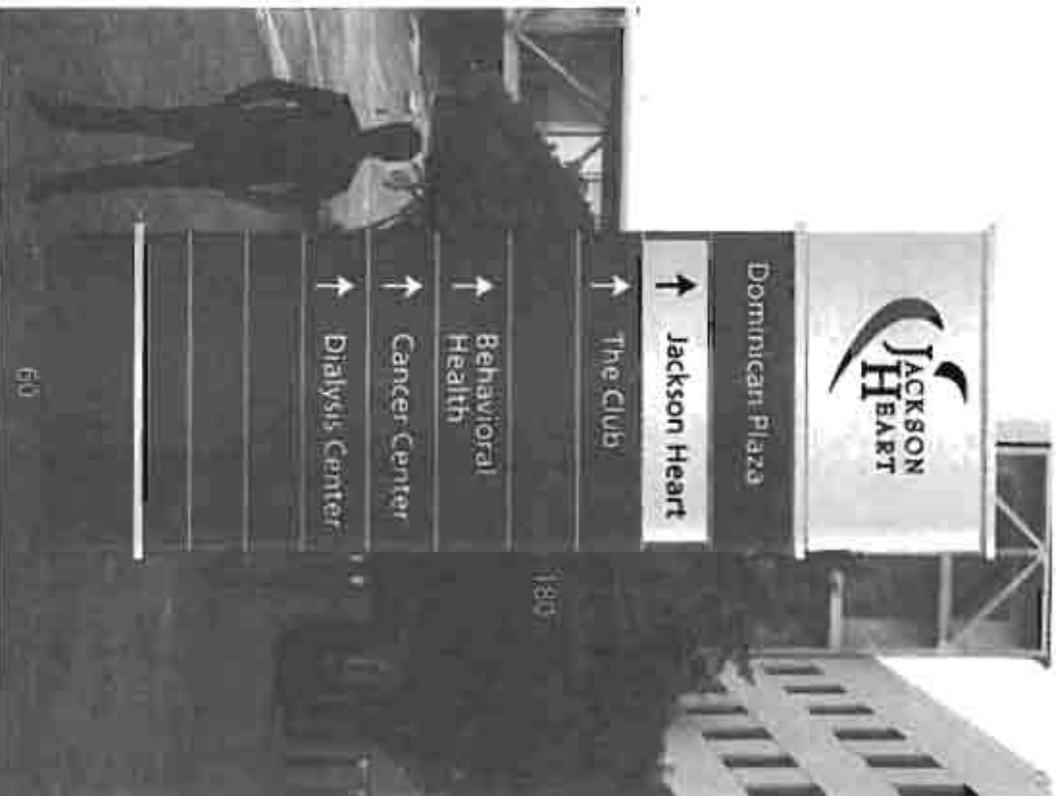
240x85

1N

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OCT 07 2016

SIGNS/LICENSE DIVISION



2N

double sided

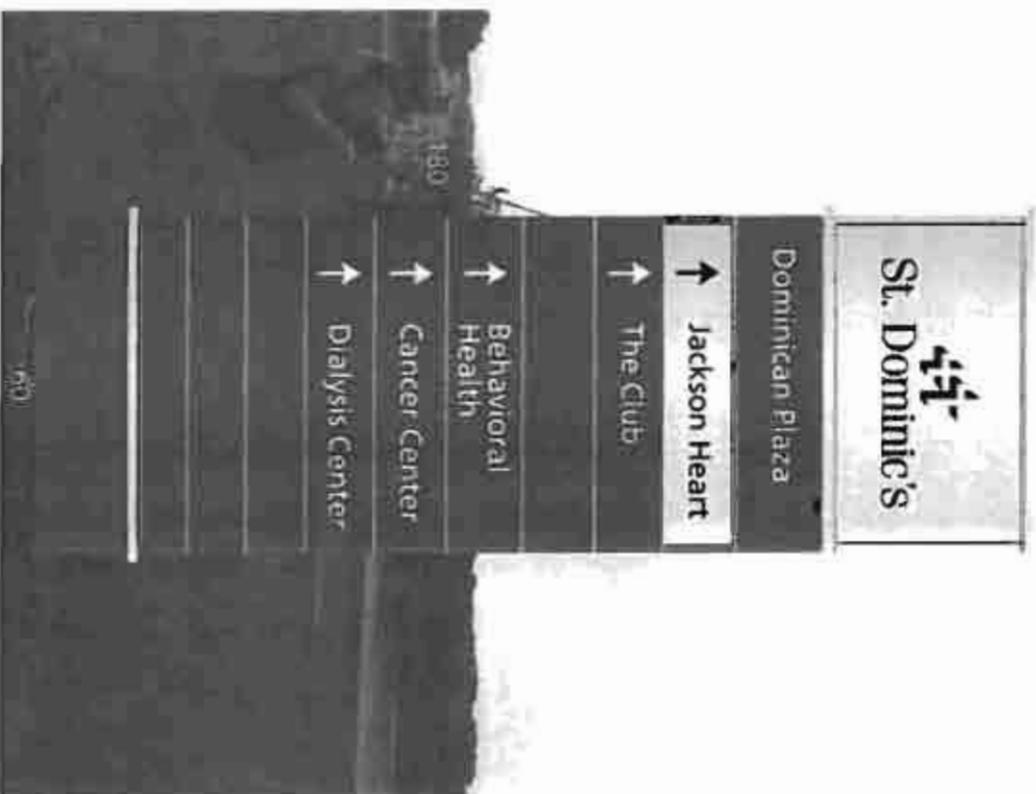
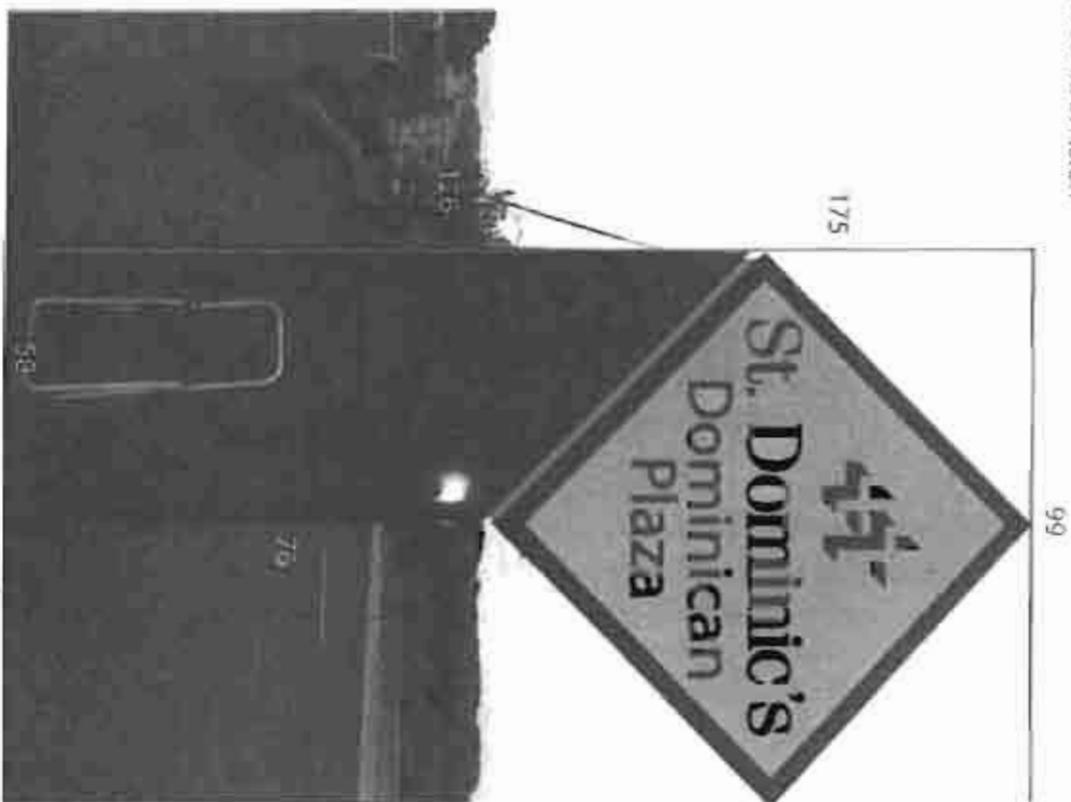
18 deep  
backlit

180x60

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OCT 07 2016

SIGNS/LICENSE DIVISION



double sided - logo only on back

18 deep  
backlit

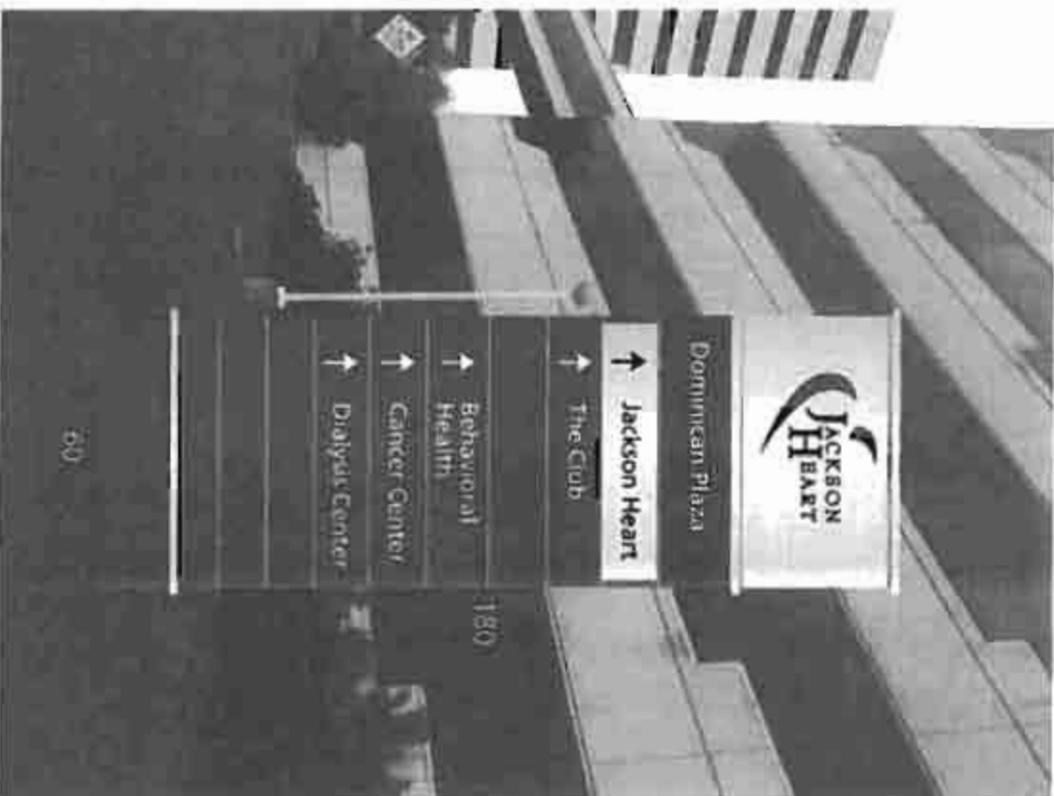
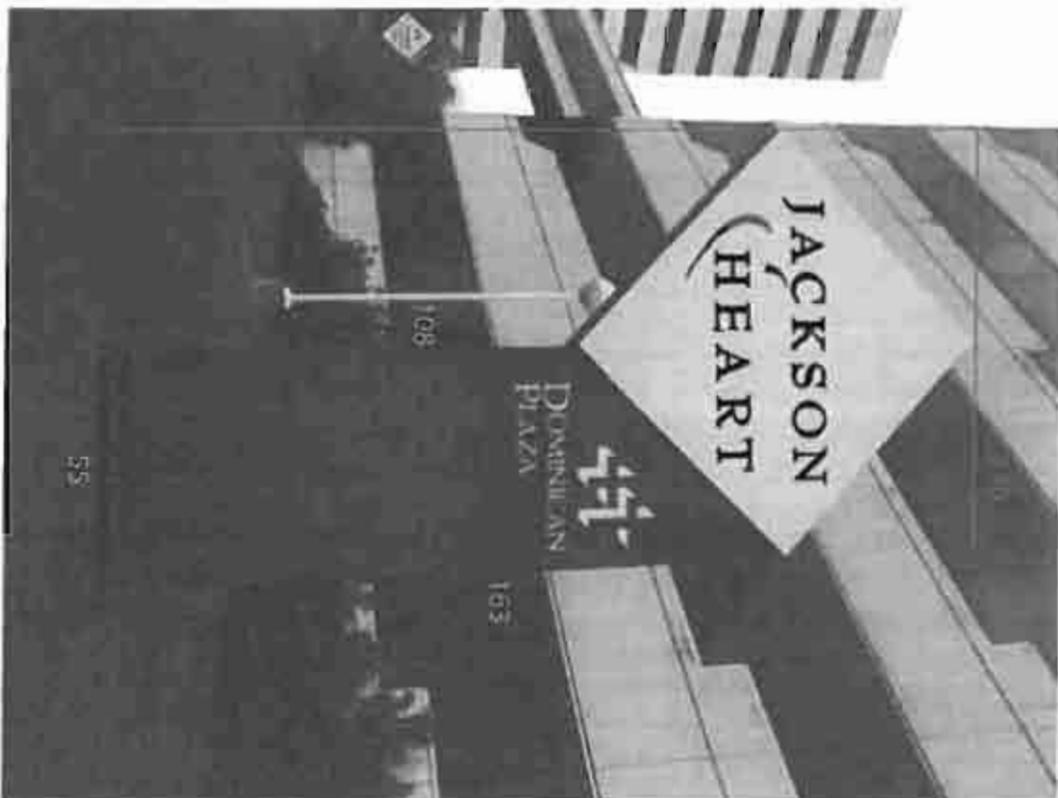
180x60

3N

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OCT 07 2016

SIGNS/LICENSE DIVISION



4N

single sided  
18 deep  
backlit

180x60

# Landroll Detail

|   |                                       |   |
|---|---------------------------------------|---|
| Parcel Number<br><b>2-5-2</b>   | Map Reference Number<br>578.00 1 2.00 | <a href="#">View Map</a><br><a href="#">Property Taxes</a><br><a href="#">Gis Map</a> |
| Subdivision No.<br>1376   | Homestead Exemption Account Numbers   |   |
| Assessed Owner<br><b>ST DOMINIC MEMORIAL HOSPITAL INC</b><br>969 LAKELAND DR<br>JACKSON MS 39216  | Assessed Values                       |   |
| Location<br>970 <b>LAKELAND DR</b>  | Land Value                            | 29,982  |
| Legal Description<br>BEG SW COR LOT 16 ODENEAL SY W 47.5 FT TO POB<br>W 177.5 FT N/LY 140.76 FT E 237.5 FT S/LY<br>112 FT SW/LY 48.35 FT TO POB PT LOT 19<br>ODENEAL SY LESS N/W COR TO C E BULLOCK ET AL<br>& LESS TO JACKSON HEART REALTY | Improvement Value                     | 1,432,569   |
| Acreage Info.   | Total                                 | 1,462,551   |
| Cultivated Acres  | Appraised Values                      |   |
| Uncultivated Acres  | Land Value                            | 199,880   |
|   | Improvement Value                     | 9,550,460   |
|   | Total                                 | 9,750,340   |
|   | Building Info.                        |   |
|   | Type                                  | MEDS  |
|   | Base Area                             | 32,436  |
|   | Adjusted Area                         | 114,867   |
|   | Year Built                            | 2005  |
|   | Deed Info.                            |   |
|   | Book & Page                           | 6567-0512   |
|   | Date                                  | 10/03/2006  |

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SIGNS/LICENSE DIVISION

OFFICE OF THE CITY CLERK  
 10/29/16

**ORDER AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT BETWEEN THE CITY OF JACKSON AND CEDRIC LAWRENCE/DBA/TYM3 MANAGEMENT, LLC, 111 ADDISON WAY, CANTON, MS 39046, FOR THE DEMOLITION AND REMOVAL OF STRUCTURE(S), FOUNDATION, STEPS, DRIVEWAY, THE CUTTING OF GRASS AND WEEDS AND REMOVAL OF TRASH AND DEBRIS AND REMEDYING OF CONDITIONS ON PRIVATE PROPERTY WHICH CONSTITUTE A MENACE TO PUBLIC HEALTH, SAFETY AND WELFARE ACCORDING TO THE MISSISSIPPI CODE ANNOTATED SECTION 21-19-11. CASE # 2014-1290 -547 QUEEN PARK CIR- \$2,400.00 - WARD 2**

**WHEREAS**, on July 1, 2014 the City Council adopted the resolutions, declaring certain parcels of real property in the City of Jackson to be a menace to public health, safety and welfare pursuant to Section 21-19-11 of the Mississippi Code pursuant to Administrative Hearing held on April 29, 2014 for the following case: # 2014-1290 located in Ward 2 and

**WHEREAS**, on September 13, 2016, the Jackson Police Department, Community Improvement Unit, solicited quotes from the qualified contractors to provide the stated services; and

**WHEREAS**, on September 19, 2016, quotes were received by the office of the City Clerk; and

**WHEREAS**, the Chief of Police determined that Cedric Lawrence/dba,Tym3 Management, LLC, submitted the lowest and best quote to provide stated services for the property located at: 1.) 547 Queen Park Cir, and

**WHEREAS**, the quote submitted by Cedric Lawrence/dba/Tym3 Management, LLC, for the demolishing and cleaning of the aforementioned parcel was \$ 2,400.00;

**IT IS, THEREFORE, ORDERED**, that the Mayor be authorized to execute a contract with, Cedric Lawrence/dba/Tym3 Management, LLC, providing for the demolition and removal of structure and the cutting of grass and weeds on the stated property.

**IT IS, THEREFORE, ORDERED**, that the payment for the said contract be made from the Community Improvement's General Funds.

| <b>APPROVED FOR AGENDA</b> | <b><u>INITIALS</u></b> | <b><u>DATE</u></b> |
|----------------------------|------------------------|--------------------|
| CHIEF OF POLICE            | _____                  | _____              |
| ASST. CHIEF OF POLICE      | _____                  | _____              |
| DEPUTY CHIEF               | <u>JL</u>              | <u>10/21/16</u>    |
| COMMANDER                  | <u>JL</u>              | <u>10/11/16</u>    |
| LEGAL DEPARTMENT           | _____                  | _____              |
| MAYOR'S OFFICE             | _____                  | _____              |

|                 |                       |              |           |        |
|-----------------|-----------------------|--------------|-----------|--------|
| VANCE           | ALLEN                 | STASHER      | COLEMAN   | YARBER |
| CHIEF OF POLICE | ASST. CHIEF OF POLICE | DEPUTY CHIEF | COMMANDER | MAYOR  |

Agenda Item# 11  
 Agenda Date 10/29/16



3. CASE NO. ---2014-1290--QUEEN PARK CIR 547-- Map Parcel 809-35-0

**Demolish and remove remains of burned house, trash, debris, foundation, steps, driveway and any other items to insure property is clear and free of any and all health hazards. Cut grass and weeds**

**QUOTE AWARDED TO : TYM3 MANAGEMENT, LLC**

**\$2,400.00**

| Vendor Name Address  | Quote Amount |
|--|--------------|
| TYM3 MANAGEMENT, LLC -- 113 ADDISON WAY -- CANTON, MS 39046-                     | \$2,400.00   |
| KING, DEJONNETTE/DBA AEC, INC. -- 775 N PRESIDENT ST. -- JACKSON, MS 39202-      | \$5,220.00   |
| LOVE, DENNIS/LOVE TRUCKING INC -- 6341 Ashley Dr. -- JACKSON, MS 39213-          | \$5,788.00   |
| SELVAGE, JOYCE/SELVAGE CONSTRUCTION -- P.O. BOX 471 -- BOLTON, MS 39041-         | \$6,785.00   |
| SMITH, ELTON/DEMO & PROJ GROUP, LLC -- 120 HILLCROFT PLACE -- JACKSON, MS 39211- | \$7,880.00   |

4. CASE NO. ---2014-1604--HICKORY RIDGE DR 561-- Map Parcel 427-15-0

**Demolish and remove remains of burned house, trash, debris, foundation, steps, driveway and any other items to insure property is clear and free of any and all health hazards. Cut grass and weeds**

**QUOTE AWARDED TO : KING, DEJONNETTE/DBA AEC, INC.**

**\$6,250.00**

| Vendor Name Address   | Quote Amount |
|---|--------------|
| KING, DEJONNETTE/DBA AEC, INC. -- 775 N PRESIDENT ST. -- JACKSON, MS 39202-         | \$6,250.00   |
| LOVE, DENNIS/LOVE TRUCKING INC -- 6341 Ashley Dr. -- JACKSON, MS 39213-             | \$6,854.00   |
| SELVAGE, JOYCE/SELVAGE CONSTRUCTION -- P.O. BOX 471 -- BOLTON, MS 39041-            | \$7,580.00   |
| SMITH, ELTON/DEMO & PROJ GROUP, LLC -- 120 HILLCROFT PLACE -- JACKSON, MS 39211-    | \$8,000.00   |
| AMERSON, CLEOPHUS/COPPERFIELD CONSTRUCTION -- P.O. BOX 2176 -- RIDGELAND, MS 39158- | \$18,180.00  |



10-12-16 sent to [unclear]  
377 East Pascagoula Street  
Post Office Box 17  
Jackson, Mississippi 39201-0017

**MEMORANDUM**

TO: Lee Vance, Chief of Police

VIA: Allen White, Assistant Chief  
 Sandra Stasher, Deputy Chief *JS 10/2/16*  
 Administration  
 Jaye Coleman, Commander *JC 10/11/16*  
 Administration

FROM: Coretta Laird, Supervisor *CL 10/4/16*  
 Community Improvement Unit

DATE: 10/1/2016

Re: Agenda Item



The attached, for the agenda item is an Order requesting that the Mayor execute a contract with Cedric Lawrence /dba/Tym3 Management, LLC for demolition and removal of structure(s), foundation, steps, driveway, cutting of grass and weeds, and removal of trash and debris for certain parcels of real property in the City of Jackson declared to be a menace to public health, safety and welfare pursuant to section 21-19-11 of Mississippi Code. Therefore, we request that you authorize the execution of contracts from September 13, 2016 solicitation quotes awarded the following case: 2014-1290.

Thank you for your consideration.

Jackson Police Department



327 East Pascagoula Street  
Post Office Box 17  
Jackson, Mississippi 39205-0017

## *Memorandum*

To: Mayor Tony T. Yarber

From: Lee D. Vance *L.V.*  
Chief of Police

Date: October 12, 2016

Ref: Agenda Item

---

The attached agenda item is an Order requesting that the Mayor execute a contract with Cedric Lawrence/dba/Tym3 Management, LLC, for the demolition and removal of structure(s), foundation, steps, driveway, cutting of grass and weeds and removal of trash and debris for certain parcels of real property in the City of Jackson declared to be a menace to public health, safety and welfare pursuant to Section 21-19-11 of Mississippi Code.

Therefore, we respectfully request that you authorize the execution of contracts from September 13, 2016 solicitation quotes awarded the following case #2014-1290.

Thank you for your prompt consideration in this matter.

Office of the City Attorney

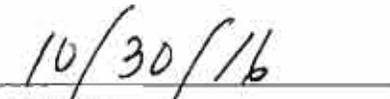
455 East Capitol Street  
Post Office Box 2779  
Jackson, Mississippi 39207-2779  
Telephone: (601) 960-1799  
Facsimile: (601) 960-1756

## OFFICE OF THE CITY ATTORNEY

---

This Order Authorizing the Mayor to Execute a Contract Between the City of Jackson and Cedric Lawrence/dba/Tym3 Management, LLC - 113 Addison Way, Canton, MS 39046, for the Demolition and Removal of Structure(s), Foundation, Steps, Driveway, the Cutting of Grass and Weeds and Removing of Trash and Debris and Remediying of Conditions on Private Property which Constitute a Menace to Public Health, Safety and Welfare According to the Mississippi Code Annotated Section 21-19-11. Case #2014-1290 - 547 Queen Park Cir - \$2,400.00 - Ward 2 is legally sufficient for placement in NOVUS Agenda.

  
\_\_\_\_\_  
Monica D. Joiner *City Attorney*  
Dana Sims, *Deputy City Attorney* 

  
\_\_\_\_\_  
DATE

OFFICE OF THE CITY ATTORNEY  
10/28/16

OFFICE OF THE CITY CLERK  
 10/26/16

**ORDER AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT BETWEEN THE CITY OF JACKSON AND TYM3 MANAGEMENT, LLC, 113 ADDISON WAY, CANTON, MS 39046, FOR THE DEMOLITION AND REMOVAL OF STRUCTURE(S), FOUNDATION, STEPS, DRIVEWAY, THE CUTTING OF GRASS AND WEEDS AND REMOVAL OF TRASH AND DEBRIS AND REMEDYING OF CONDITIONS ON PRIVATE PROPERTY WHICH CONSTITUTE A MENACE TO PUBLIC HEALTH, SAFETY AND WELFARE ACCORDING TO THE MISSISSIPPI CODE ANNOTATED SECTION 21-19-11. CASE # 2015-2969 – 1903 BELVEDERE DRIVE – \$2,100.00 – WARD 5**

**WHEREAS**, on January 26, 2016 the City Council adopted the resolutions, declaring certain parcels of real property in the City of Jackson to be a menace to public health, safety and welfare pursuant to Section 21-19-11 of the Mississippi Code pursuant to Administrative Hearing held on September 15, 2015 for the following case: *Case# 2015-2969 located in Ward 5* and

**WHEREAS**, on September 13, 2016, the Jackson Police Department, Community Improvement Unit, solicited quotes from the qualified contractors to provide the stated services; and

**WHEREAS**, on September 19, 2016, quotes were received by the office of the City Clerk; and

**WHEREAS**, the Chief of Police determined that **TYM3 MANAGEMENT, LLC** submitted the lowest and best quote to provide stated services for the property located at: *1.) 1903 Belvedere Drive*, and

**WHEREAS**, the quote submitted by **TYM3 MANAGEMENT, LLC**, for the demolishing and cleaning of the aforementioned parcel was \$ 2,100.00;

**IT IS, THEREFORE, ORDERED**, that the Mayor be authorized to execute a contract with **TYM3 MANAGEMENT, LLC**, providing for the demolition and removal of structure and the cutting of grass and weeds on the stated property.

**IT IS, THEREFORE, ORDERED**, that the payment for the said contract be made from the Community Improvement's General Funds.

| <b>APPROVED FOR AGENDA</b> | <b>INITIALS</b> | <b>DATE</b>     |
|----------------------------|-----------------|-----------------|
| CHIEF OF POLICE            | _____           | _____           |
| ASST CHIEF OF POLICE       | _____           | _____           |
| DEPUTY CHIEF               | <i>JS</i>       | <i>10/12/16</i> |
| COMMANDER                  | <i>JC</i>       | <i>10/11/16</i> |
| LEGAL DEPARTMENT           | _____           | _____           |
| MAYOR'S OFFICE             | _____           | _____           |

|                 |                       |              |           |        |
|-----------------|-----------------------|--------------|-----------|--------|
| VANCE           | ALLEN                 | STASHER      | COLEMAN   | YARBER |
| CHIEF OF POLICE | ASST. CHIEF OF POLICE | DEPUTY CHIEF | COMMANDER | MAYOR  |

Agenda Item# 12  
 Agenda Date \_\_\_\_\_

CITY COUNCIL AGENDA ITEM 10 POINT DATA SHEET

10/3/2016

DATE OF THE CITY ATTORNEY'S REVIEW

| POINTS   | COMMENTS  |        |         |        |     |       |     |       |     |       |      |         |        |     |       |    |       |     |       |     |         |        |     |       |    |       |     |       |     |         |        |     |       |    |       |     |       |      |         |        |     |       |    |       |     |       |
|--|---|--------|---------|--------|-----|-------|-----|-------|-----|-------|------|---------|--------|-----|-------|----|-------|-----|-------|-----|---------|--------|-----|-------|----|-------|-----|-------|-----|---------|--------|-----|-------|----|-------|-----|-------|------|---------|--------|-----|-------|----|-------|-----|-------|
| 1. <b>Brief Description/Purpose</b>  | This item provides for the demolition and removal of structures, foundation, sidewalk, driveway and cutting of grass and weeds and removing of trash and debris for case adjudicated a menace by the City Council. The Order is asking that the Mayor be authorized to execute a contract for the completion of the work to improve public health, safety and welfare.  |        |         |        |     |       |     |       |     |       |      |         |        |     |       |    |       |     |       |     |         |        |     |       |    |       |     |       |     |         |        |     |       |    |       |     |       |      |         |        |     |       |    |       |     |       |
| 2. <b>Public Policy Initiative</b><br>1. Youth & Education<br>2. Crime Prevention<br>3. Changes in City Government<br>4. Neighborhood Enhancement<br>5. Economic Development<br>6. Infrastructure and Transportation<br>7. Quality of Life | 1. Neighborhood Enhancement<br>2. Crime Prevention<br>7. Quality of Life  |        |         |        |     |       |     |       |     |       |      |         |        |     |       |    |       |     |       |     |         |        |     |       |    |       |     |       |     |         |        |     |       |    |       |     |       |      |         |        |     |       |    |       |     |       |
| 3. <b>Who will be affected</b>   | All City of Jackson residents   |        |         |        |     |       |     |       |     |       |      |         |        |     |       |    |       |     |       |     |         |        |     |       |    |       |     |       |     |         |        |     |       |    |       |     |       |      |         |        |     |       |    |       |     |       |
| 4. <b>Benefits</b>   | The demolition of structures and cleaning of those properties will improve the conditions of communities and will also remove and/or deter threats to improve the public health, safety, and welfare of surrounding residents and communities.  |        |         |        |     |       |     |       |     |       |      |         |        |     |       |    |       |     |       |     |         |        |     |       |    |       |     |       |     |         |        |     |       |    |       |     |       |      |         |        |     |       |    |       |     |       |
| 5. <b>Schedule (beginning date)</b>  | To be determined pending execution of contracts.  |        |         |        |     |       |     |       |     |       |      |         |        |     |       |    |       |     |       |     |         |        |     |       |    |       |     |       |     |         |        |     |       |    |       |     |       |      |         |        |     |       |    |       |     |       |
| 6. <b>Location:</b><br>• <b>WARD</b><br><br>• <b>CITYWIDE (yes or no) (area)</b><br><br>• <b>Project limits if applicable</b>  | WARD 5  |        |         |        |     |       |     |       |     |       |      |         |        |     |       |    |       |     |       |     |         |        |     |       |    |       |     |       |     |         |        |     |       |    |       |     |       |      |         |        |     |       |    |       |     |       |
| 7. <b>Action implemented by:</b><br>• <b>City Department</b> <input type="checkbox"/><br><br>• <b>Consultant</b> <input type="checkbox"/>  | JACKSON POLICE DEPARTMENT<br>COMMUNITY IMPROVEMENT UNIT   |        |         |        |     |       |     |       |     |       |      |         |        |     |       |    |       |     |       |     |         |        |     |       |    |       |     |       |     |         |        |     |       |    |       |     |       |      |         |        |     |       |    |       |     |       |
| 8. <b>COST</b>   | \$2,100.00  |        |         |        |     |       |     |       |     |       |      |         |        |     |       |    |       |     |       |     |         |        |     |       |    |       |     |       |     |         |        |     |       |    |       |     |       |      |         |        |     |       |    |       |     |       |
| 9. <b>Source of Funding</b><br>• <b>General Fund</b><br>• <b>Grant</b> <input type="checkbox"/><br>• <b>Bond</b> <input type="checkbox"/><br>• <b>Other</b> <input type="checkbox"/>   | GENERAL FUNDS<br>(001-442 71-6485)  |        |         |        |     |       |     |       |     |       |      |         |        |     |       |    |       |     |       |     |         |        |     |       |    |       |     |       |     |         |        |     |       |    |       |     |       |      |         |        |     |       |    |       |     |       |
| 10. <b>EBO participation</b>   | <table border="0"> <tr> <td>ABE</td> <td>_____ %</td> <td>WAIVER</td> <td>yes</td> <td>_____</td> <td>no</td> <td>_____</td> <td>N/A</td> <td>_____</td> </tr> <tr> <td>AABE</td> <td>_____ %</td> <td>WAIVER</td> <td>yes</td> <td>_____</td> <td>no</td> <td>_____</td> <td>N/A</td> <td>_____</td> </tr> <tr> <td>WBE</td> <td>_____ %</td> <td>WAIVER</td> <td>yes</td> <td>_____</td> <td>no</td> <td>_____</td> <td>N/A</td> <td>_____</td> </tr> <tr> <td>HBE</td> <td>_____ %</td> <td>WAIVER</td> <td>yes</td> <td>_____</td> <td>no</td> <td>_____</td> <td>N/A</td> <td>_____</td> </tr> <tr> <td>NABE</td> <td>_____ %</td> <td>WAIVER</td> <td>yes</td> <td>_____</td> <td>no</td> <td>_____</td> <td>N/A</td> <td>_____</td> </tr> </table> | ABE    | _____ % | WAIVER | yes | _____ | no  | _____ | N/A | _____ | AABE | _____ % | WAIVER | yes | _____ | no | _____ | N/A | _____ | WBE | _____ % | WAIVER | yes | _____ | no | _____ | N/A | _____ | HBE | _____ % | WAIVER | yes | _____ | no | _____ | N/A | _____ | NABE | _____ % | WAIVER | yes | _____ | no | _____ | N/A | _____ |
| ABE  | _____ %   | WAIVER | yes     | _____  | no  | _____ | N/A | _____ |     |       |      |         |        |     |       |    |       |     |       |     |         |        |     |       |    |       |     |       |     |         |        |     |       |    |       |     |       |      |         |        |     |       |    |       |     |       |
| AABE   | _____ %   | WAIVER | yes     | _____  | no  | _____ | N/A | _____ |     |       |      |         |        |     |       |    |       |     |       |     |         |        |     |       |    |       |     |       |     |         |        |     |       |    |       |     |       |      |         |        |     |       |    |       |     |       |
| WBE  | _____ %   | WAIVER | yes     | _____  | no  | _____ | N/A | _____ |     |       |      |         |        |     |       |    |       |     |       |     |         |        |     |       |    |       |     |       |     |         |        |     |       |    |       |     |       |      |         |        |     |       |    |       |     |       |
| HBE  | _____ %   | WAIVER | yes     | _____  | no  | _____ | N/A | _____ |     |       |      |         |        |     |       |    |       |     |       |     |         |        |     |       |    |       |     |       |     |         |        |     |       |    |       |     |       |      |         |        |     |       |    |       |     |       |
| NABE   | _____ %   | WAIVER | yes     | _____  | no  | _____ | N/A | _____ |     |       |      |         |        |     |       |    |       |     |       |     |         |        |     |       |    |       |     |       |     |         |        |     |       |    |       |     |       |      |         |        |     |       |    |       |     |       |

10/3/2016

10. CASE NO. ---2015-1400--TERESA DR 2851-- Map Parcel 616-429-0

Demolish and remove remains of burned house, trash, debris, foundation, steps, driveway and any other items to insure property is clear and free of any and all health hazards. Cut grass and weeds

QUOTE AWARDED TO : LOVE, DENNIS/LOVE TRUCKING INC

\$5,430.00

| Vendor Name Address   | Quote Amount |
|---|--------------|
| LOVE, DENNIS/LOVE TRUCKING INC -- 6341 Ashley Dr. -- JACKSON, MS 39213-                       | \$5,430.00   |
| SELVAGE, JOYCE/SELVAGE CONSTRUCTION -- P.O. BOX 471 -- BOLTON, MS 39041-                      | \$5,958.00   |
| KING, DEJONNETTE/DBA AEC, INC. -- 775 N PRESIDENT ST. -- JACKSON, MS 39202-                   | \$7,200.00   |
| SMITH, ELTON/CLEAN-SITE RECYCLING & DEMO, LLC -- 137 DELVIN SPRINGS DR. -- MADISON, MS 39110- | \$8,000.00   |

11. CASE NO. ---2015-2969--BELVEDERE DR 1903-- Map Parcel 212-122-0

Demolish and remove remains of burned house, trash, debris, foundation, steps, driveway and any other items to insure property is clear and free of any and all health hazards. Cut grass and weeds

QUOTE AWARDED TO : TYM3 MANAGEMENT, LLC

\$2,100.00

| Vendor Name Address  | Quote Amount |
|--|--------------|
| TYM3 MANAGEMENT, LLC -- 113 ADDISON WAY -- CANTON, MS 39046-                     | \$2,100.00   |
| SELVAGE, JOYCE/SELVAGE CONSTRUCTION -- P.O. BOX 471 -- BOLTON, MS 39041-         | \$4,755.00   |
| LOVE, DENNIS/LOVE TRUCKING INC -- 6341 Ashley Dr. -- JACKSON, MS 39213-          | \$5,438.00   |
| SMITH, ELTON/DEMO & PROJ GROUP, LLC -- 120 HILLCROFT PLACE -- JACKSON, MS 39211- | \$6,500.00   |
| KING, DEJONNETTE/DBA AEC, INC. -- 775 N PRESIDENT ST -- JACKSON, MS 39202-       | \$6,975.00   |

12. CASE NO. ---2015-3099--PINE HILL DR 4087-- Map Parcel 54-204-0

Demolish and remove remains of structure, trash, debris, foundation, steps, driveway and any other items to insure property is clear and free of any and all health hazards. Cut grass and weeds

QUOTE AWARDED TO : KING, DEJONNETTE/DBA AEC, INC.

\$5,200.00

| Vendor Name Address   | Quote Amount |
|---|--------------|
| KING, DEJONNETTE/DBA AEC, INC. -- 775 N PRESIDENT ST. -- JACKSON, MS 39202-         | \$5,200.00   |
| SMITH, ELTON/DEMO & PROJ GROUP, LLC -- 120 HILLCROFT PLACE -- JACKSON, MS 39211-    | \$9,600.00   |
| SELVAGE, JOYCE/SELVAGE CONSTRUCTION -- P.O. BOX 471 -- BOLTON, MS 39041-            | \$9,850.00   |
| LOVE, DENNIS/LOVE TRUCKING INC -- 6341 Ashley Dr. -- JACKSON, MS 39213-             | \$10,499.00  |
| AMERSON, CLEOPHUS/COPPERFIELD CONSTRUCTION -- P.O. BOX 2176 -- RIDGELAND, MS 39158- | \$12,030.00  |



10-12-16 sent to SP  
2771 and Mississippi State  
Post Office Box 17  
Jackson, Mississippi 39201-0017

# MEMORANDUM

TO: Lee Vance, Chief of Police

VIA: Allen White, Assistant Chief

Sandra Stasher, Deputy Chief *SS 10/2/16*  
Administration

Jaye Coleman, Commander *JC 10/11/16*  
Administration

FROM: Coretta Laird, Supervisor *CL 10/4/16*  
Community Improvement Unit

DATE: October 3, 2016

Re: Agenda Item

The attached agenda item is an Order requesting that the Mayor execute a contract with TYM3 MANAGEMENT, LLC, for the demolition and removal of structure(s), foundation, steps, driveway, cutting of grass and weeds, and removal of trash and debris for certain parcels of real property in the City of Jackson declared to be a menace to public health, safety and welfare pursuant to section 21-19-11 of Mississippi Code. Therefore, we request that you authorize the execution of contracts from September 13, 2016 solicitation quotes awarded the following case: 2015-2969

Thank you for your consideration.

## *Memorandum*

To: Mayor Tony T. Yarber

From: Lee D. Vance *L-V.*  
Chief of Police

Date: October 12, 2016

Ref: Agenda Item

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The attached agenda item is an Order requesting that the Mayor execute a contract with TYM3 MANAGEMENT, LLC, for the demolition and removal of structure(s), foundation, steps, driveway, cutting of grass and weeds and removal of trash and debris for certain parcels of real property in the City of Jackson declared to be a menace to public health, safety and welfare pursuant to Section 21-19-11 of Mississippi Code.

Therefore, we respectfully request that you authorize the execution of contracts from September 13, 2016 solicitation quotes awarded the following case #2015-2969.

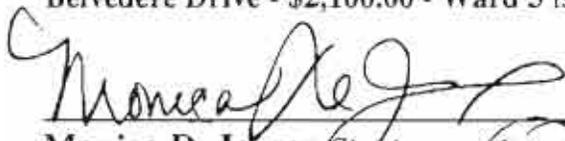
Thank you for your prompt consideration in this matter.

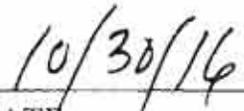
Office of the City Attorney

455 East Capitol Street  
Post Office Box 2779  
Jackson, Mississippi 39207-2779  
Telephone: (601) 960-1799  
Facsimile: (601) 960-1756

## OFFICE OF THE CITY ATTORNEY

This Order Authorizing the Mayor to Execute a Contract Between the City of Jackson and Cedric Lawrence/dba/Tym3 Management, LLC - 113 Addison Way, Canton, MS 39046, for the Demolition and Removal of Structure(s), Foundation, Steps, Driveway, the Cutting of Grass and Weeds and Removing of Trash and Debris and Remediying of Conditions on Private Property which Constitute a Menace to Public Health, Safety and Welfare According to the Mississippi Code Annotated Section 21-19-11. Case #2015-2969 - 1903 Belvedere Drive - \$2,100.00 - Ward 5 is legally sufficient for placement in NOVUS Agenda.

  
\_\_\_\_\_  
Monica D. Joiner, City Attorney  
Dana Sims, Deputy City Attorney 

  
\_\_\_\_\_  
DATE

OFFICE OF THE CITY ATTORNEY  
10/28/16

OFFICE OF THE CLERK  
 10/28/16

**ORDER AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT BETWEEN THE CITY OF JACKSON AND TYM3 MANAGEMENT, LLC. – 113 ADDISON WAY, CANTON, MS 39046 FOR THE DEMOLITION AND REMOVAL OF STRUCTURE(S), FOUNDATION, STEPS, DRIVEWAY, THE CUTTING OF GRASS AND WEEDS AND REMOVAL OF TRASH AND DEBRIS AND REMEDYING OF CONDITIONS ON PRIVATE PROPERTY WHICH CONSTITUTE A MENACE TO PUBLIC HEALTH, SAFETY AND WELFARE ACCORDING TO THE MISSISSIPPI CODE ANNOTATED SECTION 21-19-11. CASE #2014-3073 – 4528 HANGING MOSS ROAD - \$2,275.00 – WARD #3**

**WHEREAS**, on May 5, 2015 the City Council adopted the resolutions, declaring certain parcels of real property in the City of Jackson to be a menace to public health, safety and welfare pursuant to Section 21-19-11 of the Mississippi Code pursuant to Administrative Hearing held on January 27, 2015 for the following case: *Case# 2014-3073 located in Ward #3* and

**WHEREAS**, on September 13, 2016, the Jackson Police Department, Community Improvement Unit, solicited quotes from the qualified contractors to provide the stated services; and

**WHEREAS**, on September 19, 2016, quotes were received by the office of the City Clerk; and

**WHEREAS**, the Chief of Police determined that **TYM3 MANAGEMENT, LLC**, submitted the lowest and best quote to provide stated services for the property located at: *1.)4528 Hanging Moss Road*, and

**WHEREAS**, the quote submitted by **TYM3 MANAGEMENT, LLC**, for the demolishing and cleaning of the aforementioned parcel was \$2,275.00;

**IT IS, THEREFORE, ORDERED**, that the Mayor be authorized to execute a contract with, **TYM3 MANAGEMENT, LLC**, providing to demolish and remove remains of burned house, trash and debris, foundation, steps and driveway; cutting of grass and weeds on the stated property.

**IT IS, THEREFORE, ORDERED**, that the payment for the said contract be made from the Community Improvement's Unit General Funds.

| <b>APPROVED FOR AGENDA</b> | <b><u>INITIALS</u></b> | <b><u>DATE</u></b> |
|----------------------------|------------------------|--------------------|
| CHIEF OF POLICE            | _____                  | _____              |
| ASST. CHIEF OF POLICE      | _____                  | _____              |
| DEPUTY CHIEF               | <u>JJ</u>              | <u>10/21/16</u>    |
| COMMANDER                  | <u>JC</u>              | <u>10/11/16</u>    |
| LEGAL DEPARTMENT           | _____                  | _____              |
| MAYOR'S OFFICE             | _____                  | _____              |

|                 |                       |              |           |        |
|-----------------|-----------------------|--------------|-----------|--------|
| VANCE           | ALLEN                 | WADE         | STASHER   | YARBER |
| CHIEF OF POLICE | ASST. CHIEF OF POLICE | DEPUTY CHIEF | COMMANDER | MAYOR  |

Agenda Item# 13  
 Agenda Date \_\_\_\_\_

CITY COUNCIL AGENDA ITEM 10 POINT DATA SHEET

10-03-2016

DATE

OFFICE OF THE CITY CLERK  
 JESSICA L. JONES  
 10/3/2016

| POINTS   | COMMENTS  |        |         |        |     |       |     |       |     |       |      |         |        |     |       |    |       |     |       |     |         |        |     |       |    |       |     |       |     |         |        |     |       |    |       |     |       |      |         |        |     |       |    |       |     |       |
|--|---|--------|---------|--------|-----|-------|-----|-------|-----|-------|------|---------|--------|-----|-------|----|-------|-----|-------|-----|---------|--------|-----|-------|----|-------|-----|-------|-----|---------|--------|-----|-------|----|-------|-----|-------|------|---------|--------|-----|-------|----|-------|-----|-------|
| 1. <b>Brief Description/Purpose</b>  | This item provides for the demolition and removal of structures, foundation, driveway and cutting of grass and weeds and removing of trash and debris for cases adjudicated a menace by the City Council. The Order is asking that the Mayor be authorized to execute a contract for the completion of the work to improve public health, safety and welfare.   |        |         |        |     |       |     |       |     |       |      |         |        |     |       |    |       |     |       |     |         |        |     |       |    |       |     |       |     |         |        |     |       |    |       |     |       |      |         |        |     |       |    |       |     |       |
| 2. <b>Public Policy Initiative</b><br>1. Youth & Education<br>2. Crime Prevention<br>3. Changes in City Government<br>4. Neighborhood Enhancement<br>5. Economic Development<br>6. Infrastructure and Transportation<br>7. Quality of Life | 1. Neighborhood Enhancement<br>2. Crime Prevention<br>7. Quality of Life  |        |         |        |     |       |     |       |     |       |      |         |        |     |       |    |       |     |       |     |         |        |     |       |    |       |     |       |     |         |        |     |       |    |       |     |       |      |         |        |     |       |    |       |     |       |
| 3. <b>Who will be affected</b>   | All City of Jackson residents   |        |         |        |     |       |     |       |     |       |      |         |        |     |       |    |       |     |       |     |         |        |     |       |    |       |     |       |     |         |        |     |       |    |       |     |       |      |         |        |     |       |    |       |     |       |
| 4. <b>Benefits</b>   | The demolition of structures and cleaning of those properties will improve the conditions of communities and will also remove and/or deter threats to improve the public health, safety, and welfare of surrounding residents and communities.  |        |         |        |     |       |     |       |     |       |      |         |        |     |       |    |       |     |       |     |         |        |     |       |    |       |     |       |     |         |        |     |       |    |       |     |       |      |         |        |     |       |    |       |     |       |
| 5. <b>Schedule (beginning date)</b>  | To be determined pending execution of contracts.  |        |         |        |     |       |     |       |     |       |      |         |        |     |       |    |       |     |       |     |         |        |     |       |    |       |     |       |     |         |        |     |       |    |       |     |       |      |         |        |     |       |    |       |     |       |
| 6. <b>Location:</b><br>• WARD<br>• CITYWIDE (yes or no) (area)<br>• Project limits if applicable   | WARD 3  |        |         |        |     |       |     |       |     |       |      |         |        |     |       |    |       |     |       |     |         |        |     |       |    |       |     |       |     |         |        |     |       |    |       |     |       |      |         |        |     |       |    |       |     |       |
| 7. <b>Action implemented by:</b><br>• City Department <input type="checkbox"/><br>• Consultant <input type="checkbox"/>  | JACKSON POLICE DEPARTMENT<br>COMMUNITY IMPROVEMENT UNIT   |        |         |        |     |       |     |       |     |       |      |         |        |     |       |    |       |     |       |     |         |        |     |       |    |       |     |       |     |         |        |     |       |    |       |     |       |      |         |        |     |       |    |       |     |       |
| 8. <b>COST</b>   | \$2,275.00  |        |         |        |     |       |     |       |     |       |      |         |        |     |       |    |       |     |       |     |         |        |     |       |    |       |     |       |     |         |        |     |       |    |       |     |       |      |         |        |     |       |    |       |     |       |
| 9. <b>Source of Funding</b><br>• General Fund<br>• Grant <input type="checkbox"/><br>• Bond <input type="checkbox"/><br>• Other <input type="checkbox"/>   | GENERAL FUNDS<br>(001-442.71-6485)  |        |         |        |     |       |     |       |     |       |      |         |        |     |       |    |       |     |       |     |         |        |     |       |    |       |     |       |     |         |        |     |       |    |       |     |       |      |         |        |     |       |    |       |     |       |
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| ABE  | _____ %   | WAIVER | yes     | _____  | no  | _____ | N/A | _____ |     |       |      |         |        |     |       |    |       |     |       |     |         |        |     |       |    |       |     |       |     |         |        |     |       |    |       |     |       |      |         |        |     |       |    |       |     |       |
| AABE   | _____ %   | WAIVER | yes     | _____  | no  | _____ | N/A | _____ |     |       |      |         |        |     |       |    |       |     |       |     |         |        |     |       |    |       |     |       |     |         |        |     |       |    |       |     |       |      |         |        |     |       |    |       |     |       |
| WBE  | _____ %   | WAIVER | yes     | _____  | no  | _____ | N/A | _____ |     |       |      |         |        |     |       |    |       |     |       |     |         |        |     |       |    |       |     |       |     |         |        |     |       |    |       |     |       |      |         |        |     |       |    |       |     |       |
| HBE  | _____ %   | WAIVER | yes     | _____  | no  | _____ | N/A | _____ |     |       |      |         |        |     |       |    |       |     |       |     |         |        |     |       |    |       |     |       |     |         |        |     |       |    |       |     |       |      |         |        |     |       |    |       |     |       |
| NABE   | _____ %   | WAIVER | yes     | _____  | no  | _____ | N/A | _____ |     |       |      |         |        |     |       |    |       |     |       |     |         |        |     |       |    |       |     |       |     |         |        |     |       |    |       |     |       |      |         |        |     |       |    |       |     |       |

5. CASE NO. ---2014-3073--HANGING MOSS RD 4528-- Map Parcel 525-8-0

Demolish and remove remains of dilapidated house, trash, debris, foundation, steps, driveway, old tires and any other items to insure property is clear and free of any and all health hazards. Cut grass and weeds.

*QUOTE AWARDED TO : TYM3 MANAGEMENT, LLC*

\$2,275.00

| Vendor Name Address   | Quote Amount |
|---|--------------|
| TYM3 MANAGEMENT, LLC -- 113 ADDISON WAY -- CANTON, MS 39046-                        | \$2,275.00   |
| LOVE, DENNIS/LOVE TRUCKING INC -- 6341 Ashley Dr. -- JACKSON, MS 39213-             | \$5,100.00   |
| SMITH, ELTON/DEMO & PROJ GROUP, LLC -- 120 HILLCROFT PLACE -- JACKSON, MS 39211-    | \$5,250.00   |
| SELVAGE, JOYCE/SELVAGE CONSTRUCTION -- P.O. BOX 471 -- BOLTON, MS 39041-            | \$5,850.00   |
| KING, DEJONNETTE/DBA AEC, INC. -- 775 N PRESIDENT ST. -- JACKSON, MS 39202-         | \$5,975.00   |
| AMERSON, CLEOPHUS/COPPERFIELD CONSTRUCTION -- P.O. BOX 2176 -- RIDGELAND, MS 39158- | \$11,170.00  |

6. CASE NO. ---2015-1065--OAK FOREST DR 3215-- Map Parcel 838-79-0

Demolish and remove remains of burned house, trash, debris, foundation, steps, driveway and any other items to insure property is clear and free of any and all health hazards. Cut grass and weeds

*QUOTE AWARDED TO : TYM3 MANAGEMENT, LLC*

\$2,350.00

| Vendor Name Address  | Quote Amount |
|--|--------------|
| TYM3 MANAGEMENT, LLC -- 113 ADDISON WAY -- CANTON, MS 39046-                     | \$2,350.00   |
| LOVE, DENNIS/LOVE TRUCKING INC -- 6341 Ashley Dr. -- JACKSON, MS 39213-          | \$5,600.00   |
| SELVAGE, JOYCE/SELVAGE CONSTRUCTION -- P.O. BOX 471 -- BOLTON, MS 39041-         | \$5,845.00   |
| KING, DEJONNETTE/DBA AEC, INC. -- 775 N PRESIDENT ST. -- JACKSON, MS 39202-      | \$6,255.00   |
| SMITH, ELTON/DEMO & PROJ GROUP, LLC -- 120 HILLCROFT PLACE -- JACKSON, MS 39211- | \$8,000.00   |

Jackson Police Department



*10-12-16*  
327 East Pascagoula Street  
Post Office Box 17  
Jackson, Mississippi 39205-0017

## MEMORANDUM

TO: Lee Vance, Chief of Police

VIA: Allen White, Assistant Chief

Sandra Stasher, Deputy Chief *SS 10/12/16*  
Administration

Jaye Coleman, Commander *JC 10/11/16*  
Administration

FROM: Coretta Laird, Supervisor *CL 10/4/16*  
Community Improvement Unit

DATE: October 3, 2016

Re: Agenda Item



The attached agenda item is an Order requesting that the Mayor execute a contract with TYM3 Management, LLC, for the demolition and removal of structure(s), foundation, steps, driveway, cutting of grass and weeds, and removal of trash and debris for certain parcels of real property in the City of Jackson declared to be a menace to public health, safety and welfare pursuant to section 21-19-11 of Mississippi Code. Therefore, we request that you authorize the execution of contracts from September 13, 2016 quotes awarded the following case #2014-3073.

Thank you for your consideration

## *Memorandum*

To: Mayor Tony T. Yarber

From: Lee D. Vance *L.V.*,  
Chief of Police

Date: October 12, 2016

Ref: Agenda Item

---

The attached agenda item is an Order requesting that the Mayor execute a contract with TYM3 MANAGEMENT, LLC, for the demolition and removal of structure(s), foundation, steps, driveway, cutting of grass and weeds and removal of trash and debris for certain parcels of real property in the City of Jackson declared to be a menace to public health, safety and welfare pursuant to Section 21-19-11 of Mississippi Code.

Therefore, we respectfully request that you authorize the execution of contracts from September 13, 2016 quotes awarded the following case #2014-3073.

Thank you for your prompt consideration in this matter.

Office of the City Attorney

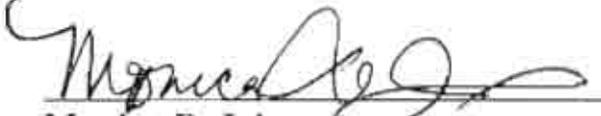
455 East Capitol Street  
Post Office Box 2779  
Jackson, Mississippi 39207-2779  
Telephone: (601) 960-1799  
Facsimile: (601) 960-1756

## OFFICE OF THE CITY ATTORNEY

---

This Order Authorizing the Mayor to Execute a Contract Between the City of Jackson and Cedric Lawrence/dba/Tym3 Management, LLC - 113 Addison Way, Canton, MS 39046, for the Demolition and Removal of Structure(s), Foundation, Steps, Driveway, the Cutting of Grass and Weeds and Removing of Trash and Debris and Remediying of Conditions on Private Property which Constitute a Menace to Public Health, Safety and Welfare According to the Mississippi Code Annotated Section 21-19-11. Case #2014-3073 - 4528 Hanging Moss Road - \$2,275.00 - Ward #3 is legally sufficient for placement in NOVUS Agenda.

OFFICE OF THE CITY ATTORNEY  
10/28/16

  
\_\_\_\_\_  
Monica D. Joiner, City Attorney  
Dana Sims, Deputy City Attorney 

10/30/16  
\_\_\_\_\_  
DATE

ORDER AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT BETWEEN THE CITY OF JACKSON AND KING, DEJONNETTE/DBA AEC, INC. – 775 N. PRESIDENT STREET, JACKSON, MS 39202 FOR THE DEMOLITION AND REMOVAL OF STRUCTURE(S), FOUNDATION, STEPS, DRIVEWAY, THE CUTTING OF GRASS AND WEEDS AND REMOVAL OF TRASH AND DEBRIS AND REMEDYING OF CONDITIONS ON PRIVATE PROPERTY WHICH CONSTITUTE A MENACE TO PUBLIC HEALTH, SAFETY AND WELFARE ACCORDING TO THE MISSISSIPPI CODE ANNOTATED SECTION 21-19-11. CASE #2014-1604 – 561 HICKORY RIDGE DRIVE - \$6,250.00 – WARD #3

10/28/16

WHEREAS, on October 21, 2014 the City Council adopted the resolutions, declaring certain parcels of real property in the City of Jackson to be a menace to public health, safety and welfare pursuant to Section 21-19-11 of the Mississippi Code pursuant to Administrative Hearing held on June 24, 2014 for the following case: *Case# 2014-1604 located in Ward #3* and

WHEREAS, on September 13, 2016, the Jackson Police Department, Community Improvement Unit, solicited quotes from the qualified contractors to provide the stated services; and

WHEREAS, on September 19, 2016, quotes were received by the office of the City Clerk; and

WHEREAS, the Chief of Police determined that KING, DEJONNETTE/DBA AEC, INC, submitted the lowest and best quote to provide stated services for the property located at: *1.561 Hickory Ridge Drive*, and

WHEREAS, the quote submitted by KING, DEJONNETTE/DBA AEC, INC, for the demolishing and cleaning of the aforementioned parcel was \$6,250.00;

IT IS, THEREFORE, ORDERED, that the Mayor be authorized to execute a contract with, KING, DEJONNETTE/DBA AEC, INC, providing to demolish and remove remains of burned house, trash and debris, foundation, steps and driveway, cutting of grass and weeds on the stated property.

IT IS, THEREFORE, ORDERED, that the payment for the said contract be made from the Community Improvement's Unit General Funds.

| APPROVED FOR AGENDA   | INITIALS | DATE     |
|-----------------------|----------|----------|
| CHIEF OF POLICE       | _____    | _____    |
| ASST. CHIEF OF POLICE | _____    | _____    |
| DEPUTY CHIEF          | JJ       | 10/22/16 |
| COMMANDER             | JC       | 10/11/16 |
| LEGAL DEPARTMENT      | _____    | _____    |
| MAYOR'S OFFICE        | _____    | _____    |

|                 |                       |              |           |        |
|-----------------|-----------------------|--------------|-----------|--------|
| VANCE           | ALLEN                 | WADE         | STASHER   | YARBER |
| CHIEF OF POLICE | ASST. CHIEF OF POLICE | DEPUTY CHIEF | COMMANDER | MAYOR  |

Agenda Item# 14  
 Agenda Date \_\_\_\_\_

CITY COUNCIL AGENDA ITEM 10 POINT DATA SHEET

10-03-2016

DATE

| POINTS   | COMMENTS   |        |         |        |     |    |     |      |         |        |     |    |     |     |         |        |     |    |     |     |         |        |     |    |     |      |         |        |     |    |     |
|--|--|--------|---------|--------|-----|----|-----|------|---------|--------|-----|----|-----|-----|---------|--------|-----|----|-----|-----|---------|--------|-----|----|-----|------|---------|--------|-----|----|-----|
| 1. <b>Brief Description/Purpose</b>  | This item provides for the demolition and removal of structures, foundation, steps, driveway and cutting of grass and weeds and removing of trash and debris for backlot. This property was adjudicated a menace by the City Council. The Order is asking that the Mayor be authorized to execute a contract for the completion of the work to improve public health, safety and welfare. <div style="text-align: right;">  </div>    |        |         |        |     |    |     |      |         |        |     |    |     |     |         |        |     |    |     |     |         |        |     |    |     |      |         |        |     |    |     |
| 2. <b>Public Policy Initiative</b><br>1. Youth & Education<br>2. Crime Prevention<br>3. Changes in City Government<br>4. Neighborhood Enhancement<br>5. Economic Development<br>6. Infrastructure and Transportation<br>7. Quality of Life | 1. Neighborhood Enhancement<br>2. Crime Prevention<br>7. Quality of Life   |        |         |        |     |    |     |      |         |        |     |    |     |     |         |        |     |    |     |     |         |        |     |    |     |      |         |        |     |    |     |
| 3. <b>Who will be affected</b>   | All City of Jackson residents  |        |         |        |     |    |     |      |         |        |     |    |     |     |         |        |     |    |     |     |         |        |     |    |     |      |         |        |     |    |     |
| 4. <b>Benefits</b>   | The demolition of structures and cleaning of those properties will improve the conditions of communities and will also remove and/or deter threats to improve the public health, safety, and welfare of surrounding residents and communities.   |        |         |        |     |    |     |      |         |        |     |    |     |     |         |        |     |    |     |     |         |        |     |    |     |      |         |        |     |    |     |
| 5. <b>Schedule (beginning date)</b>  | To be determined pending execution of contracts.   |        |         |        |     |    |     |      |         |        |     |    |     |     |         |        |     |    |     |     |         |        |     |    |     |      |         |        |     |    |     |
| 6. <b>Location:</b><br>• <b>WARD</b><br><br>• <b>CITYWIDE (yes or no) (area)</b><br><br>• <b>Project limits if applicable</b>  | WARD 3   |        |         |        |     |    |     |      |         |        |     |    |     |     |         |        |     |    |     |     |         |        |     |    |     |      |         |        |     |    |     |
| 7. <b>Action implemented by:</b><br>• <b>City Department</b> <input type="checkbox"/><br>• <b>Consultant</b> <input type="checkbox"/>  | JACKSON POLICE DEPARTMENT<br>COMMUNITY IMPROVEMENT UNIT  |        |         |        |     |    |     |      |         |        |     |    |     |     |         |        |     |    |     |     |         |        |     |    |     |      |         |        |     |    |     |
| 8. <b>COST</b>   | \$6,250.00   |        |         |        |     |    |     |      |         |        |     |    |     |     |         |        |     |    |     |     |         |        |     |    |     |      |         |        |     |    |     |
| 9. <b>Source of Funding</b><br>• <b>General Fund</b><br>• <b>Grant</b> <input type="checkbox"/><br>• <b>Bond</b> <input type="checkbox"/><br>• <b>Other</b> <input type="checkbox"/>   | GENERAL FUNDS<br>(001-442.71-6485)   |        |         |        |     |    |     |      |         |        |     |    |     |     |         |        |     |    |     |     |         |        |     |    |     |      |         |        |     |    |     |
| 10. <b>EBO participation</b>   | <table border="0"> <tr> <td>ABE</td> <td>_____ %</td> <td>WAIVER</td> <td>yes</td> <td>no</td> <td>N/A</td> </tr> <tr> <td>AABE</td> <td>_____ %</td> <td>WAIVER</td> <td>yes</td> <td>no</td> <td>N/A</td> </tr> <tr> <td>WBE</td> <td>_____ %</td> <td>WAIVER</td> <td>yes</td> <td>no</td> <td>N/A</td> </tr> <tr> <td>HBE</td> <td>_____ %</td> <td>WAIVER</td> <td>yes</td> <td>no</td> <td>N/A</td> </tr> <tr> <td>NABE</td> <td>_____ %</td> <td>WAIVER</td> <td>yes</td> <td>no</td> <td>N/A</td> </tr> </table> | ABE    | _____ % | WAIVER | yes | no | N/A | AABE | _____ % | WAIVER | yes | no | N/A | WBE | _____ % | WAIVER | yes | no | N/A | HBE | _____ % | WAIVER | yes | no | N/A | NABE | _____ % | WAIVER | yes | no | N/A |
| ABE  | _____ %  | WAIVER | yes     | no     | N/A |    |     |      |         |        |     |    |     |     |         |        |     |    |     |     |         |        |     |    |     |      |         |        |     |    |     |
| AABE   | _____ %  | WAIVER | yes     | no     | N/A |    |     |      |         |        |     |    |     |     |         |        |     |    |     |     |         |        |     |    |     |      |         |        |     |    |     |
| WBE  | _____ %  | WAIVER | yes     | no     | N/A |    |     |      |         |        |     |    |     |     |         |        |     |    |     |     |         |        |     |    |     |      |         |        |     |    |     |
| HBE  | _____ %  | WAIVER | yes     | no     | N/A |    |     |      |         |        |     |    |     |     |         |        |     |    |     |     |         |        |     |    |     |      |         |        |     |    |     |
| NABE   | _____ %  | WAIVER | yes     | no     | N/A |    |     |      |         |        |     |    |     |     |         |        |     |    |     |     |         |        |     |    |     |      |         |        |     |    |     |

3. CASE NO. ---2014-1290--QUEEN PARK CIR 547-- Map Parcel 809-35-0

Demolish and remove remains of burned house, trash, debris, foundation, steps, driveway and any other items to insure property is clear and free of any and all health hazards. Cut grass and weeds

*QUOTE AWARDED TO : TYM3 MANAGEMENT, LLC*

\$2,400.00

| Vendor Name Address  | Quote Amount |
|--|--------------|
| TYM3 MANAGEMENT, LLC -- 113 ADDISON WAY -- CANTON, MS 39046-                     | \$2,400.00   |
| KING, DEJONNETTE/DBA AEC, INC. -- 775 N PRESIDENT ST. -- JACKSON, MS 39202-      | \$5,220.00   |
| LOVE, DENNIS/LOVE TRUCKING INC -- 6341 Ashley Dr. -- JACKSON, MS 39213-          | \$5,788.00   |
| SELVAGE, JOYCE/SELVAGE CONSTRUCTION -- P.O. BOX 471 -- BOLTON, MS 39041-         | \$6,785.00   |
| SMITH, ELTON/DEMO & PROJ GROUP, LLC -- 120 HILLCROFT PLACE -- JACKSON, MS 39211- | \$7,880.00   |

4. CASE NO. ---2014-1604--HICKORY RIDGE DR 561-- Map Parcel 427-15-0

Demolish and remove remains of burned house, trash, debris, foundation, steps, driveway and any other items to insure property is clear and free of any and all health hazards. Cut grass and weeds

*QUOTE AWARDED TO : KING, DEJONNETTE/DBA AEC, INC.*

\$6,250.00

| Vendor Name Address   | Quote Amount |
|---|--------------|
| KING, DEJONNETTE/DBA AEC, INC. -- 775 N PRESIDENT ST. -- JACKSON, MS 39202-         | \$6,250.00   |
| LOVE, DENNIS/LOVE TRUCKING INC -- 6341 Ashley Dr. -- JACKSON, MS 39213-             | \$6,854.00   |
| SELVAGE, JOYCE/SELVAGE CONSTRUCTION -- P.O. BOX 471 -- BOLTON, MS 39041-            | \$7,580.00   |
| SMITH, ELTON/DEMO & PROJ GROUP, LLC -- 120 HILLCROFT PLACE -- JACKSON, MS 39211-    | \$8,000.00   |
| AMERSON, CLEOPHUS/COPPERFIELD CONSTRUCTION -- P.O. BOX 2176 -- RIDGELAND, MS 39158- | \$18,180.00  |

Jackson Police Department



12-61 sent to A/C  
327 East Pascagoula Street  
Post Office Box 17  
Jackson, Mississippi 39205-0017

## MEMORANDUM

TO: Lee Vance, Chief of Police

VIA: Allen White, Assistant Chief

Sandra Stasher, Deputy Chief *SS 10/12/16*  
Administration

Jaye Coleman, Commander *JC 10/11/16*  
Administration

FROM: Coretta Laird, Supervisor *CL 10/4/16*  
Community Improvement Unit

DATE: October 3, 2016

Re: Agenda Item



The attached agenda item is an Order requesting that the Mayor execute a contract with King. Dejonnette/DBA AEC, INC, for the demolition and removal of structure(s), foundation, steps, driveway, cutting of grass and weeds, and removal of trash and debris for certain parcels of real property in the City of Jackson declared to be a menace to public health, safety and welfare pursuant to section 21-19-11 of Mississippi Code. Therefore, we request that you authorize the execution of contracts from September 13, 2016 quotes awarded the following case #2014-1604.

Thank you for your consideration.

Jackson Police Department

327 East Pascagoula Street  
Post Office Box 17  
Jackson, Mississippi 39205-0017

## *Memorandum*

To: Mayor Tony T. Yarber

From: Lee D. Vance *L.V.*  
Chief of Police

Date: October 12, 2016

Ref: Agenda Item

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The attached agenda item is an Order requesting that the Mayor execute a contract with King, Dejonnette/DBA AEC, INC, for the demolition and removal of structure(s), foundation, steps, driveway, cutting of grass and weeds and removal of trash and debris for certain parcels of real property in the City of Jackson declared to be a menace to public health, safety and welfare pursuant to Section 21-19-11 of Mississippi Code.

Therefore, we respectfully request that you authorize the execution of contracts from September 13, 2016 quotes awarded the following case #2014-1604.

Thank you for your prompt consideration in this matter.

Office of the City Attorney

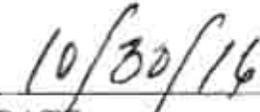
455 East Capitol Street  
Post Office Box 2779  
Jackson, Mississippi 39207-2779  
Telephone: (601) 960-1799  
Facsimile: (601) 960-1756

## OFFICE OF THE CITY ATTORNEY

---

This Order Authorizing the Mayor to Execute a Contract Between the City of Jackson and King, Dejonnette/dba/AEC, Inc. - 775 N. President Street, Jackson, MS 39202 for the Demolition and Removal of Structure(s), Foundation, Steps, Driveway, the Cutting of Grass and Weeds and Removing of Trash and Debris and Remediying of Conditions on Private Property which Constitute a Menace to Public Health, Safety and Welfare According to the Mississippi Code Annotated Section 21-19-11. Case #2014-1604 - 561 Hickory Ridge Drive - \$6,250.00 - Ward #3 is legally sufficient for placement in NOVUS Agenda.

  
\_\_\_\_\_  
Monica D. Joiner, City Attorney  
Dana Sims, Deputy City Attorney 

  
\_\_\_\_\_  
DATE

  
10/28/16

OFFICE OF THE CITY ATTORNEY  
07/10/12-16

**ORDER AUTHORIZING THE ACCEPTANCE OF MONETARY DONATIONS TO THE CITY OF JACKSON FIRE DEPARTMENT (ALL WARDS)**

**WHEREAS**, the City of Jackson Fire Department has received \$130.00 in monetary donations for various sources

**WHEREAS**, \$130.00 is for Fire Safety Education and Kids Academy

**IT IS, HEREBY, ORDERED** that the monetary donation amount of \$130.00 be accepted

**IT IS FURTHERED ORDERED** that funds be accepted for the use of the fire department needs

Item No. 15

Agenda Date: \_\_\_\_\_

By: Yarber, Simpson

CITY COUNCIL AGENDA ITEM 10 POINT DATA SHEET

October 4, 2016

DATE

| POINTS |   | COMMENTS  |         |        |         |        |     |       |
|--------|---|---|---------|--------|---------|--------|-----|-------|
| 1.     | <b>Brief Description/Purpose</b>  | ORDER AUTHORIZING THE ACCEPTANCE OF MONETARY DONATIONS TO THE CITY OF JACKSON FIRE DEPARTMENT (ALL WARDS) |         |        |         |        |     |       |
| 2.     | <b>Public Policy Initiative</b><br>1. Youth & Education<br>2. Crime Prevention<br>3. Changes in City Government<br>4. Neighborhood Enhancement<br>5. Economic Development<br>6. Infrastructure and Transportation<br>7. Quality of Life | YOUTH & EDUCATION   |         |        |         |        |     |       |
| 3.     | <b>Who will be affected</b>   | City of Jackson   |         |        |         |        |     |       |
| 4.     | <b>Benefits</b>   | To provide safety to the citizens of Jackson  |         |        |         |        |     |       |
| 5.     | <b>Schedule (beginning date)</b>  | As soon as possible   |         |        |         |        |     |       |
| 6.     | <b>Location:</b><br>• WARD<br>• CITYWIDE (yes or no) (area)<br>• Project limits if applicable   | ALL WARDS<br><br>CITY WIDE  |         |        |         |        |     |       |
| 7.     | <b>Action implemented by:</b><br>• City Department <input type="checkbox"/><br>• Consultant <input type="checkbox"/>  | Jackson Fire Department   |         |        |         |        |     |       |
| 8.     | <b>COST</b>   | NA  |         |        |         |        |     |       |
| 9.     | <b>Source of Funding</b><br>• General Fund <input type="checkbox"/><br>• Grant <input type="checkbox"/><br>• Bond <input type="checkbox"/><br>• Other <input type="checkbox"/>  | Donations   |         |        |         |        |     |       |
| 10.    | <b>EBO participation</b>  | ABE   | _____ % | WAIVER | yes ___ | no ___ | N/A | _____ |
|        |   | AABE  | _____ % | WAIVER | yes ___ | no ___ | N/A | _____ |
|        |   | WBE   | _____ % | WAIVER | yes ___ | no ___ | N/A | _____ |
|        |   | HBE   | _____ % | WAIVER | yes ___ | no ___ | N/A | _____ |
|        |   | NABE  | _____ % | WAIVER | yes ___ | no ___ | N/A | _____ |

Jackson Fire Department



555 South West Street  
Post Office Box 17  
Jackson, Mississippi 39205-0017

**MEMORANDUM**

**To:** Tony T. Yarber, Mayor City of Jackson  
**From:** R.D. Simpson, Chief of Fire Department *RD Simpson*  
**Date:** October 4, 2016  
**Re:** Order authorizing the acceptance of monetary donations for the City of Jackson Fire Department

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The Jackson Fire Department is requesting the acceptance of the monetary donations received to the City of Jackson Fire Department for the amount of \$130.00.

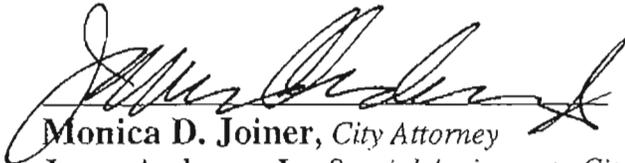
If you have any questions, or need additional information, please feel free to contact me at Ex. 1397.

Office of the City Attorney

455 East Capitol Street  
Post Office Box 2779  
Jackson, Mississippi 39207-2779  
Telephone: (601) 960-1799  
Facsimile: (601) 960-1756

## OFFICE OF THE CITY ATTORNEY

This ORDER AUTHORIZING THE ACCEPTANCE OF MONETARY DONATIONS TO THE CITY OF JACKSON FIRE DEPARTMENT (ALL WARDS) is legally sufficient for placement in NOVUS Agenda.



Monica D. Joiner, *City Attorney*

James Anderson Jr., *Special Assistant to City Attorney* \_\_\_\_\_

10-12-16

DATE

OFFICE OF THE CITY ATTORNEY  
NOV 10-12-16

City of Jackson  
P.O. Box 17  
Jackson, MS 39205-0017

OPERATOR : LJG

CASH RECEIPT NO: R160006923

RECEIVED FROM:  
FIRE DEPT  
K BARNES

PAYMENT DATE: 09/20/16

PAYMENT METHOD: Check

| ACCOUNT CODE | DESCRIPTION OF PAYMENT | PAYMENT AMOUNT |
|--------------|------------------------|----------------|
| 305 5511     | FIRE SAFETY EDUCATION  | \$100.00       |
|              | TOTAL                  | \$100.00       |
|              | AMOUNT TENDERED        | \$100.00       |
|              | CHANGE                 | \$0.00         |

COMMENT:  
PAY REF:

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Building Blocks of Madison Crossing 09/15  
Daycare and Learning Center, Inc.  
243 Yandell Road  
Canton, MS 39048  
601-806-2627

BankPlus  
BankPlus  
86-104/053

11028

9-14-10

PAY TO THE ORDER OF

Jackson Fire Museum

\$ 100 <sup>00</sup>/<sub>100</sub>

One hundred dollars and <sup>00</sup>/<sub>100</sub>s

DOLLARS

Valid After 60 Days

AMERICAN FIRE MUSEUM

Kristy L. Brundage

⑆011028⑆ ⑆065301948⑆ 4320587308⑆



### RECEIPT

DATE

# 11028

NO. 14

RECEIVED FROM

Building Blocks of Madison Crossing

ADDRESS

243 Yandell Road

One hundred dollars

DOLLARS \$ 100.00

FOR

Fire Museum

| ACCOUNT         |  | HOW PAID    |        |
|-----------------|--|-------------|--------|
| AMT. OF ACCOUNT |  | CASH        | 100.00 |
| AMT. PAID       |  | CHECK       |        |
| BALANCE DUE     |  | MONEY ORDER |        |

BY

M. R. Alexander

City of Jackson  
P.O. Box 17  
Jackson, MS 39205-0017

OPERATOR : LJG

CASH RECEIPT NO: R170000026

RECEIVED FROM:  
FIRE DEPT  
K BARNES

PAYMENT DATE: 10/04/16

PAYMENT METHOD: Cash

| ACCOUNT CODE | DESCRIPTION OF PAYMENT | PAYMENT AMOUNT |
|--------------|------------------------|----------------|
| 305 5511     | FIRE SAFETY EDUCATION  | \$30.00        |
|              |                        | -----          |
|              | TOTAL                  | \$30.00        |
|              | AMOUNT TENDERED        | \$30.00        |
|              | CHANGE                 | \$0.00         |

COMMENT:  
PAY REF:



# RECEIPT

DATE 10/01/2016 15

RECEIVED FROM

Conity Cruz

ADDRESS

4950 Willow Creek Dr. 39206

Apt. E1A

DOLLARS \$ 30.00

FOR

Birthday Party

| ACCOUNT         |  | HOW PAID    |              |
|-----------------|--|-------------|--------------|
| AMT. OF ACCOUNT |  | CASH        | <u>30.00</u> |
| AMT. PAID       |  | CHECK       |              |
| BALANCE DUE     |  | MONEY ORDER |              |

BY Reginald Scott

**ORDER AUTHORIZING THE ACCEPTANCE OF MONETARY DONATIONS TO THE CITY OF JACKSON FIRE DEPARTMENT (ALL WARDS)**

OFFICE OF THE CITY ATTORNEY  
[Signature]  
11-4-15

WHEREAS, the City of Jackson Fire Department has received \$85.00 in monetary donations for various sources

WHEREAS, \$85.00 is for Fire Safety Education and Kids Academy

IT IS, **HEREBY, ORDERED** that the monetary donation amount of \$85.00 be accepted

IT IS **FURTHERED ORDERED** that funds be accepted for the use of the fire department needs

Item No. 16

Agenda Date: \_\_\_\_\_

By: Yarber, Simpson

CITY COUNCIL AGENDA ITEM 10 POINT DATA SHEET

OFFICE OF THE CITY CLERK  
 DATE November 1, 2016

| POINTS  | COMMENTS  |        |         |        |     |     |     |     |     |     |      |         |        |     |     |    |     |     |     |     |         |        |     |     |    |     |     |     |     |         |        |     |     |    |     |     |     |      |         |        |     |     |    |     |     |     |
|---|---|--------|---------|--------|-----|-----|-----|-----|-----|-----|------|---------|--------|-----|-----|----|-----|-----|-----|-----|---------|--------|-----|-----|----|-----|-----|-----|-----|---------|--------|-----|-----|----|-----|-----|-----|------|---------|--------|-----|-----|----|-----|-----|-----|
| 1. Brief Description/Purpose  | ORDER AUTHORIZING THE ACCEPTANCE OF MONETARY DONATIONS TO THE CITY OF JACKSON FIRE DEPARTMENT (ALL WARDS)   |        |         |        |     |     |     |     |     |     |      |         |        |     |     |    |     |     |     |     |         |        |     |     |    |     |     |     |     |         |        |     |     |    |     |     |     |      |         |        |     |     |    |     |     |     |
| 2. Public Policy Initiative<br>1. Youth & Education<br>2. Crime Prevention<br>3. Changes in City Government<br>4. Neighborhood Enhancement<br>5. Economic Development<br>6. Infrastructure and Transportation<br>7. Quality of Life | Youth and Education   |        |         |        |     |     |     |     |     |     |      |         |        |     |     |    |     |     |     |     |         |        |     |     |    |     |     |     |     |         |        |     |     |    |     |     |     |      |         |        |     |     |    |     |     |     |
| 3. Who will be affected   | City of Jackson   |        |         |        |     |     |     |     |     |     |      |         |        |     |     |    |     |     |     |     |         |        |     |     |    |     |     |     |     |         |        |     |     |    |     |     |     |      |         |        |     |     |    |     |     |     |
| 4. Benefits   | To provide safety to the citizens of Jackson  |        |         |        |     |     |     |     |     |     |      |         |        |     |     |    |     |     |     |     |         |        |     |     |    |     |     |     |     |         |        |     |     |    |     |     |     |      |         |        |     |     |    |     |     |     |
| 5. Schedule (beginning date)  | As soon as possible   |        |         |        |     |     |     |     |     |     |      |         |        |     |     |    |     |     |     |     |         |        |     |     |    |     |     |     |     |         |        |     |     |    |     |     |     |      |         |        |     |     |    |     |     |     |
| 6. Location:<br>* WARD<br>* CITYWIDE (yes or no) (area)<br>* Project limits if applicable   | ALL WARDS<br><br>CITY WIDE  |        |         |        |     |     |     |     |     |     |      |         |        |     |     |    |     |     |     |     |         |        |     |     |    |     |     |     |     |         |        |     |     |    |     |     |     |      |         |        |     |     |    |     |     |     |
| 7. Action implemented by:<br>* City Department <input type="checkbox"/><br>* Consultant <input type="checkbox"/>  | Jackson Fire Department   |        |         |        |     |     |     |     |     |     |      |         |        |     |     |    |     |     |     |     |         |        |     |     |    |     |     |     |     |         |        |     |     |    |     |     |     |      |         |        |     |     |    |     |     |     |
| 8. COST   | NA  |        |         |        |     |     |     |     |     |     |      |         |        |     |     |    |     |     |     |     |         |        |     |     |    |     |     |     |     |         |        |     |     |    |     |     |     |      |         |        |     |     |    |     |     |     |
| 9. Source of Funding<br>* General Fund <input type="checkbox"/><br>* Grant <input type="checkbox"/><br>* Bond <input type="checkbox"/><br>* Other <input type="checkbox"/>  | Donations   |        |         |        |     |     |     |     |     |     |      |         |        |     |     |    |     |     |     |     |         |        |     |     |    |     |     |     |     |         |        |     |     |    |     |     |     |      |         |        |     |     |    |     |     |     |
| 10. EBO participation   | <table border="0"> <tr> <td>ABE</td> <td>_____ %</td> <td>WAIVER</td> <td>yes</td> <td>___</td> <td>no</td> <td>___</td> <td>N/A</td> <td>___</td> </tr> <tr> <td>AABE</td> <td>_____ %</td> <td>WAIVER</td> <td>yes</td> <td>___</td> <td>no</td> <td>___</td> <td>N/A</td> <td>___</td> </tr> <tr> <td>WBE</td> <td>_____ %</td> <td>WAIVER</td> <td>yes</td> <td>___</td> <td>no</td> <td>___</td> <td>N/A</td> <td>___</td> </tr> <tr> <td>HBE</td> <td>_____ %</td> <td>WAIVER</td> <td>yes</td> <td>___</td> <td>no</td> <td>___</td> <td>N/A</td> <td>___</td> </tr> <tr> <td>NABE</td> <td>_____ %</td> <td>WAIVER</td> <td>yes</td> <td>___</td> <td>no</td> <td>___</td> <td>N/A</td> <td>___</td> </tr> </table> | ABE    | _____ % | WAIVER | yes | ___ | no  | ___ | N/A | ___ | AABE | _____ % | WAIVER | yes | ___ | no | ___ | N/A | ___ | WBE | _____ % | WAIVER | yes | ___ | no | ___ | N/A | ___ | HBE | _____ % | WAIVER | yes | ___ | no | ___ | N/A | ___ | NABE | _____ % | WAIVER | yes | ___ | no | ___ | N/A | ___ |
| ABE   | _____ %   | WAIVER | yes     | ___    | no  | ___ | N/A | ___ |     |     |      |         |        |     |     |    |     |     |     |     |         |        |     |     |    |     |     |     |     |         |        |     |     |    |     |     |     |      |         |        |     |     |    |     |     |     |
| AABE  | _____ %   | WAIVER | yes     | ___    | no  | ___ | N/A | ___ |     |     |      |         |        |     |     |    |     |     |     |     |         |        |     |     |    |     |     |     |     |         |        |     |     |    |     |     |     |      |         |        |     |     |    |     |     |     |
| WBE   | _____ %   | WAIVER | yes     | ___    | no  | ___ | N/A | ___ |     |     |      |         |        |     |     |    |     |     |     |     |         |        |     |     |    |     |     |     |     |         |        |     |     |    |     |     |     |      |         |        |     |     |    |     |     |     |
| HBE   | _____ %   | WAIVER | yes     | ___    | no  | ___ | N/A | ___ |     |     |      |         |        |     |     |    |     |     |     |     |         |        |     |     |    |     |     |     |     |         |        |     |     |    |     |     |     |      |         |        |     |     |    |     |     |     |
| NABE  | _____ %   | WAIVER | yes     | ___    | no  | ___ | N/A | ___ |     |     |      |         |        |     |     |    |     |     |     |     |         |        |     |     |    |     |     |     |     |         |        |     |     |    |     |     |     |      |         |        |     |     |    |     |     |     |

Jackson Fire Department



555 South West Street  
Post Office Box 17  
Jackson, Mississippi 39205-0017

## MEMORANDUM

**To:** Tony T. Yarber, Mayor City of Jackson  
**From:** R.D. Simpson, Chief of Fire Department  
**Date:** November 1, 2016  
**Re:** Order authorizing the acceptance of monetary donations for the City of Jackson Fire Department

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The Jackson Fire Department is requesting the acceptance of the monetary donations received to the City of Jackson Fire Department for the amount of \$85.00.

If you have any questions, or need additional information, please feel free to contact me at Ex. 1397.

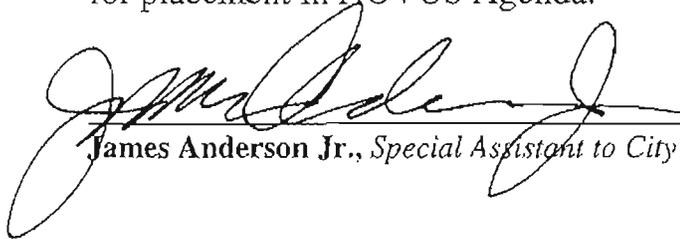
Office of the City Attorney

455 East Capitol Street  
Post Office Box 2779  
Jackson, Mississippi 39207-2779  
Telephone: (601) 960-1799  
Facsimile: (601) 960-1756

## OFFICE OF THE CITY ATTORNEY

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This ORDER AUTHORIZING THE ACCEPTANCE OF MONETARY DONATIONS TO THE CITY OF JACKSON FIRE DEPARTMENT (ALL WARDS) is legally sufficient for placement in NOVUS Agenda.

  
James Anderson Jr., *Special Assistant to City Attorney*

11-2-16  
DATE

OFFICE OF THE CITY ATTORNEY  
11-2-16

City of Jackson  
P.O. Box 17  
Jackson, MS 39205-0017

OPERATOR : SR1

CASH RECEIPT NO: R170000573

RECEIVED FROM:  
FIRE DEPT  
C JONES

PAYMENT DATE: 10/31/16

PAYMENT METHOD: Cash

| ACCOUNT CODE | DESCRIPTION OF PAYMENT | PAYMENT AMOUNT |
|--------------|------------------------|----------------|
| 305 5511     | FIRE MUSEUM            | \$10.00        |
|              | TOTAL                  | \$10.00        |
|              | AMOUNT TENDERED        | \$10.00        |
|              | CHANGE                 | \$0.00         |

COMMENT:

PAY REF:

City of Jackson  
P.O. Box 17  
Jackson, MS 39205-0017

OPERATOR : SR1

CASH RECEIPT NO: R170000574

RECEIVED FROM:  
FIRE DEPT  
C JONES

PAYMENT DATE: 10/31/16

PAYMENT METHOD: Check

| ACCOUNT CODE | DESCRIPTION OF PAYMENT | PAYMENT AMOUNT   |
|--------------|------------------------|------------------|
| 305 5511     | FIRE MUSEUM            | \$75.00          |
|              | TOTAL                  | -----<br>\$75.00 |
|              | AMOUNT TENDERED        | \$75.00          |
|              | CHANGE                 | \$0.00           |

COMMENT: CK 3078

PAY REF:





# RECEIPT

17

DATE 10/29/16 NO.

RECEIVED FROM Matthew L. Toews

ADDRESS 202 Backs Ln

DOLLARS \$ 75

FOR BIRTHDAY

| AMT. OF ACCOUNT | AMT. PAID | BALANCE DUE | HOW PAID |       |             |
|-----------------|-----------|-------------|----------|-------|-------------|
|                 |           |             | CASH     | CHECK | MONEY ORDER |
|                 |           |             |          | 75.00 |             |

BY Captain Vanni Caputo



# RECEIPT

DATE 10/29/16 NO. 16

RECEIVED FROM Matthew L. Toews

ADDRESS 202 Backs Ln

DOLLARS \$ 10.00

FOR

| AMT. OF ACCOUNT | AMT. PAID | BALANCE DUE | HOW PAID |       |             |
|-----------------|-----------|-------------|----------|-------|-------------|
|                 |           |             | CASH     | CHECK | MONEY ORDER |
|                 |           |             | 10.00    |       |             |

BY Matthew L. Toews





ORDINANCE OF THE CITY COUNCIL OF JACKSON, MISSISSIPPI  
ESTABLISHING A FIVE DOLLAR PER ROOM RENTAL FEE FOR  
HOURLY MOTEL RENTALS

WHEREAS, the public health, safety, and welfare of the citizens of the City of Jackson shall be considered by this Ordinance; and,

WHEREAS, it is in the best interest of the citizens of the City of Jackson that hourly motels contribute a room rental fee to the general fund, police department budget, and the parks and recreation department budget by the collection of Five Dollars (\$5.00) per room rental to be paid to the City of Jackson.

NOW, THEREFORE, BE IT ORDAINED:

Section 1. That hourly motels located within the city limits of the City of Jackson shall pay a fee per room rental of Five Dollars (\$5.00) to the City of Jackson.

Section 2. That the Five Dollar (\$5.00) fee per room rental shall be distributed as follows:

- a. Two Dollars (\$2.00) to be deposited into the Jackson Police Department Budget;
- b. Two Dollars (\$2.00) to be deposited into the Parks and Recreation Department Budget;
- c. One Dollar (\$1.00) to be deposited into the City's General Fund.

Section 3. That the City Clerk shall transmit a certified copy of this Ordinance to all businesses affected by this Ordinance.

SO ORDAINED, this the \_\_\_\_\_ day of November, 2016.

Agenda Item No. 17  
Date: November 15, 2016  
BY: STOKES



**ORDINANCE AMENDING ARTICLE IX, SECTION 26-446 AND SECTION 26-447 OF THE JACKSON CODE OF ORDINANCES TO INCLUDE TREES.**

**WHEREAS**, more than 135,000,000 people living in more than 3,400 towns and cities benefit from cleaner air, shade, lower energy costs, and storm water control through the vital urban forest management framework provided by Tree City USA community improvement program; and

**WHEREAS**, to qualify as a Tree City USA community, there are standards by the Arbor Day Foundation and the National Association of State Foresters the City of Jackson must meet; and

**WHEREAS**, the Landscape Ordinance meets most of those standards; however, the word "tree" has been added to Article IX, Section 26-446 and Section 26-447.

**THEREFORE, IT HERBY ORDAINED** that Article IX, Section 26-446 and Section 26-447 of the Jackson Code of Ordinances is amended as follows:

**ARTICLE IX. - LANDSCAPING AND TREE STANDARDS**

**Sec. 26-446. - Title of article.**

This article shall be known as the *landscape and tree ordinance* for the city.

(Ord. of 1-3-95, § 1)

**Sec. 26-447. - Purpose of article.**

The purpose of this article is to protect and to promote the public health, safety and general welfare of the citizens of the city; to provide *landscaping and tree* requirements to protect the public from the effects of erosion, flooding and obscuration of vehicular and pedestrian traffic; to aid in stabilizing the environment's ecological balance by contributing to the processes of energy and soil conservation, air purification, oxygen regeneration, wastewater neutralization, groundwater discharge, and stormwater runoff retardation, while at the same time aiding in noise, glare and heat abatement; to ensure that the local stock of native trees and vegetation is replenished; to assist in providing adequate light and air and in preventing overcrowding of land; to provide visual buffering and to enhance the beautification of the city; to safeguard and to enhance property values and to protect public and private investment; to preserve and protect the unique identity and environment of the city; and to preserve the economic base attracted to the city by such factors.

(Ord. of 1-3-95, § 2)

**Sec. 26-448. - Definitions.**

The following words, terms and phrases, when used in this article, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

*Accessway* means an area intended to provide entrance or exit for vehicular traffic from a public or private right-of-way to an off-street parking or loading area.

*Berm* means mounds or walls of earth that are molded into landforms in a *landscaped* area. When berms are used for screening, buffering or any other purpose, the berm shall be

#18

constructed such that soil erosion is prevented and sight triangles are unobstructed. The surface of the berms shall be completely covered with plant material or durable mulch so that the bare soil is not visible. Allowance for soil settlement shall be calculated at ten percent after the berms are compacted.

*Buffering* means the use of *landscaping*, berms, walls, fences or any combination thereof, that at least partially block, in a continuous manner, the view from one area to another.

*Clearing* means the removal or material damage of *landscape* materials by disturbing, excavating or removing the underlying soil.

*Common development* means a commercial development consisting of three or more businesses, which operates as a unit and shares common access and common parking areas; or a multifamily residential development consisting of three or more residences which operate as a unit and share common amenities.

*Deciduous* means or refers to a plant which tends to shed its leaves each year.

*Development* means the act, process or result of developing; a developed site.

*Dripline* means the periphery of the area underneath a tree which would be encompassed by perpendicular lines dropped from the farthest edges of the crown of the tree.

*Encroachment* means the act of advancing beyond the usual or proper limits, as in the encroachment of a motor vehicle beyond the limits of the parking area into the *landscaping*.

*Encroachment barrier* means the protective barriers which shall be provided, positioned, and secured to prevent any part of an automobile or other vehicle from extending into live *landscaping*, fences, or walls. Protection for all *landscaping* from vehicular encroachment shall be provided by curbing, wheel stops, *landscapetimbers*, railroad ties or bumper rails.

*Evergreen* means of or referring to a plant which tends to retain its leaves all yearround.

*Fence* means an enclosure or barrier intended to mark a boundary, screen a view, or prevent intrusion.

*Front building line* means a building wall fronting on the street. Such building wall line shall follow and include the irregular indentations of the building. Steps and unenclosed porches shall be excluded for the purpose of this article.

*Grass* means low growing plants which creep along the earth surface to form a solid mat or lawn. Only perennial grasses (those which live for more than one growing season) shall qualify to satisfy the requirements of this article.

*Groundcover* means low growing plants which grow in a spreading fashion to form a more or less solid mat of vegetation, and which are generally included in *landscaped* areas to prevent soil erosion by providing permeable cover for bare earth.

*Hedge* means shrubs planted in a continuous line which will block at least 80 percent of a view in a maximum of two growing seasons after installation.

*Interior landscaped area* means that area inside the perimeter of a site which is permeable and capable of being planted with live *landscape* materials.

*Irrigation* means an adequate supply of water which can be made available to *landscape* plant materials including, but not limited to, underground sprinkler systems or hose bibs.

*Landscape material* means plant materials including, but not limited to, live trees, shrubs, groundcovers, grass, flowers, and native *landscape* materials; also including, but not limited to, inorganic features such as planters, stone, brick, and aggregate forms, water, and other *landscape* elements when used to enhance live plant materials; provided, however, that the use of inorganic materials or grass in combination with inorganic materials shall not predominate over the use of live, organic plants. Artificial plants do not qualify as *landscapematerial*.

*Landscape permit* means a permit issued by the planning and development department, building permit division prior to the clearing and development of all land located within the city as outlined in section 26-449.

*Landscaped area* means that area within the boundaries of a given site which is devoted to and consists of *landscape* material.

*Large tree* means an evergreen or deciduous upright woody perennial plant having a single main stem or several main stems, which is a minimum of eight to ten feet overall height at the time of planting and which attains a minimum height of 15 feet and a maximum height of generally more than 30 feet with few or no branches on its lower part.

*Owner* means the person who has legal title to the property in question; or lessee, agent, employee or other person acting on behalf of the titleholder with written authorization to do so.

*Perimeter landscape area* means that area surrounding the vehicular use area which is devoted to and consists of *landscape* materials.

*Refuse storage* means any area used for the storage of trash or garbage. No refuse storage shall be permitted as part of the *landscaped* area, but refuse storage is otherwise permitted adjacent to vehicular use areas.

*Remodeling* means the act of reconstructing a building or site for the purpose of making improvements. Any change or modification in existing exterior construction.

*Screening* means *landscaping*, berms, fences, walls, or any combination thereof used to block or significantly obscure, in a continuous manner, the view from one area to another.

*Shrub* means woody or semiwoody perennial plants that are customarily included in *landscape* designs to provide for lower scale buffering and visual interest.

*Sidewalk* means a hard-surfaced, all-weather area of a minimum of four feet in width designed for the convenience of pedestrian access, which is normally located immediately within the public right-of-way.

*Sight triangle* means the area on either side of an accessway at its junction with a street forming a right triangle shape within which clear visibility of traffic and pedestrians shall be maintained.

*Soil* means the medium in which plants will grow.

*Small tree* means an evergreen or deciduous upright woody perennial plant having a single main stem or several main stems, which is a minimum of six to eight feet overall height at the time of planting and which attains a minimum height of 15 feet and a maximum height of 30 feet generally with few or no branches on its lower part.

*Turf* means low growing perennial grasses which creep along the earth's surface to form a solid mat or lawn.

*Value* means that determined as the true value as provided by the tax assessor for tax purposes, or the property owner may provide a current appraisal from a certified licensed appraiser.

*Vehicular use area* means that area of development subject to vehicular traffic, which is required to be a hard-surfaced, all-weather area, including accessways, loading and service areas, areas used for parking, storage or display of vehicles, boats or portable construction equipment, and all land which vehicles cross over as a function of primary use.

*Vines* means herbaceous or semiwoody plants requiring support upon which to grow and used to provide some screening or buffering effects.

*Wall* means an enclosing structure made of brick, stone, earth or other materials intended to mark a boundary, screen a view, or prevent intrusion.

*Walkway* means a hard-surfaced, all-weather area intended for pedestrian circulation within a development.

(Ord. of 1-3-95, § 3)

**Cross reference**— Definitions generally, § 1-2.

**Sec. 26-449. - Applicability of article; exemptions from article.**

- a) Except as otherwise provided in this section, this article shall apply to all land located in the city. This article shall remain and continue with any and all subsequent owners.
- b) As to new developments and vehicular use areas, a common development which includes more than one lot shall be treated as one lot for the purposes of satisfying this article. Split ownership, planning in phases, construction in stages, and/or multiple building permits for a project shall not prevent it from being a common development as referred to in this subsection. Each phase of a phased project shall comply with this article.
- c) Any development or vehicular use area in existence before the adoption of this article shall comply with the requirements set forth in this subsection under any of the following circumstances:

- 1) Any change requiring a 30 percent or more increase in the number of parking spaces.
- 2) Reconstruction, renovation or remodeling which increases the square footage of a development by more than 50 percent, or the construction cost of which exceeds 50 percent of the value of the existing development.
- 3) For purposes of subsections (c)(1) and (c)(2) of this section, a common development shall be considered as a whole rather than as individual properties.
- 4) Any vehicular use area zoned C-4 central business district, in existence as of January 3, 1995, without a hard, all-weather surface, shall conform to the definition of a vehicular use area within a period of three years from the adoption of this section. The construction board of adjustment and appeals may grant a one time extension of up to two years, and such extension shall not be unreasonably withheld.
- 5) Any vehicular use area zoned C-4 central business district, in existence as of January 3, 1995, which violates or does not conform to the provisions of this article, shall conform to the provisions within a period of five years from January 3, 1995.
- 6) Any refuse area in existence on January 3, 1995, which violates or does not conform to the provisions of this article, shall conform to the provisions within a period of one year from January 3, 1995.

d) *Exemptions.* This article shall not apply to the following:

- 1) Building permits for a conventional single-family detached dwelling. (delete "or property zoned R-1, R-1A, R-1E, R-2A")
- 2) Building permits for buildings located on property zoned C-4 central business district. (delete "property located within a *landscape* district as designated and adopted by the city, or for property located within the following areas: Mississippi Street and Griffith Street are the northern boundaries, State Street the eastern boundary, Court Street the southern boundary and ICGRR the western boundary.")
- 3) Building permits for buildings less than 100 square feet on an out-parcel within a shopping center.
- 4) Clearing of trees for forestry or agricultural purposes.
- 5) Building permits for the restoration of a building when restoration is required as a result of damage and/or destruction by fire or natural causes of less than 60 percent of its current market value and provided the permit is applied for within 12 months of the occurrence of fire or natural causes.

- 6) Building permits for restoration of buildings identified as a landmark, or on a landmark site, or within a historic preservation district pursuant to section 70-1 et seq.
- 7) Multistoried or covered parking structures shall be exempted from providing interior *landscaping*.
- 8) Property located in an industrially zoned district is exempt from the requirements of sections 26-461 and 26-462.
- 9) Vehicular use areas zoned C-4 central business district are exempt from the requirements of section 26-456, section 26-460, section 26-461, and section 26-463.

(Ord. of 1-3-95, § 4)

**Sec. 26-450. - Minimum requirements.**

The provisions of this article are for the promotion of the public health, safety, morals and general welfare for the city and are considered to be minimum requirements. Wherever the requirements of any other lawfully adopted rules, regulations, *ordinances*, and deed restrictions or covenants filed of record are not in conflict with the intent and purpose of this article, but impose more restrictive or higher standards, the more restrictive or higher standards shall govern.

(Ord. of 1-3-95, § 17)

**Sec. 26-451. - Enforcement of article; penalty for violation of article.**

- a) Violation by any person of the provisions of this article or failure to comply with any of its requirements, after written notification by the *landscape* architect of the city of the type, nature, and extent of the violation of this article shall, upon conviction, constitute a misdemeanor.
- b) Any person who violates the provisions of this article or fails to comply with any of its requirements within 90 days after having been duly notified in writing, by certified mail, return receipt requested, by the *landscape* architect of the city, shall, upon conviction, be fined not more than \$1,000.00. Each day such violation continues shall be considered a new and separate offense. Nothing contained in this section shall prevent the city from taking such other lawful action as is necessary to prevent or remedy any violation.

(Ord. of 1-3-95, § 18)

**Sec. 26-452. - Tree credit.**

- a) Preservation of existing live natural trees between the principal building and the public street right-of-way can be credited towards the tree planting requirements of this article according to the following ratio: The number of credited trees shall be determined by measuring, at a height 4½ feet above grade level, the circumference (in inches) of each preserved tree, and dividing the sum by six. To be included in the computation for credit for preserved trees, each preserved tree must be at least 12

inches in caliper; however, any existing tree less than 12 inches in caliper but meeting the minimum planting size requirements of this article, may be credited for one required tree. Credited trees shall be uniformly encircled by a protected ground area of sufficient size to ensure the health of the tree. During any construction on the site, the protected ground area shall be clearly marked in the field.

b) No credit will be allowed for any tree proposed to be retained if there is any encroachment within the protected ground area defined by a circle which has as its center the trunk of the tree, or if the tree is unhealthy or dead. If any preserved tree being used for credit dies or fails to thrive, the owner shall plant new trees equal to the number of credited trees. Such replacement plantings shall meet the requirements of this article.

c) In no case shall credits for preserved trees eliminate the requirement that the front setback shall contain at least one natural tree.

(Ord. of 1-3-95, § 5)

**Sec. 26-453. - Plan approval; conditional occupancy.**

a) The clearing from any site included under section 26-449 of live natural trees eligible for credit under section 26-452 is prohibited unless a permit for such clearing has been issued. Prior to the issuance of any permit on any site covered by this article, an application fee of \$35.00 and three copies of a *landscape* plan shall be submitted to and approved by the building permit division of the city, after review and approval by the zoning administrator, or designee of the city. The zoning administrator, or designee, shall act upon the *landscape* plan within five working days of its submission, or the *landscape* plan shall be deemed approved. The *landscaping* plan shall contain the following information: The date, scale, north arrow, title and name of the property owners; the approximate location of existing boundary lines; setback lines; rights-of-way; dimensions of the building coverage, existing and proposed; and location of existing and proposed streets, parking spaces and driveways; the location and size of paved and *landscape* areas, in square feet; the location, number, size and botanical or common name of proposed *landscape* material; the centerline of adjacent streets; the zoning of the site and adjacent properties; location of available water for irrigation; existing and proposed utilities overhead and underground (gas, telephone, water, sewer, cable, etc.); any existing trees of 12 inches in caliper or larger, as measured 4½ feet above grade level; and whether they are to be removed. No permit shall be issued unless such *landscape* plan complies with the provisions of this section. A certificate of occupancy shall not be permitted until *landscaping* is complete, and it shall be unlawful to occupy or use the premises or a vehicular use area unless the *landscaping* is installed in accordance with the approved *landscape* plans and the requirements of this section.

b) The building permit division may allow conditional occupancy valid for a period of 30 days with extensions not to exceed an accumulation of 180 days if all of the following conditions exist:

1) Except for the completion of *landscaping* installation, occupancy would normally be allowed.

- 2) Completion of the required *landscaping* before a permanent certificate of occupancy is issued would result in hardship to the applicant, as applied in this case.
- 3) At the time the conditional occupancy is requested, the developer/owner shall make financial arrangements (by bonds, certificate of deposit, or letter of credit) satisfactory to the city in the amount of \$3.00 per square foot of required *landscaping* not yet in place to ensure that it shall be installed. Any owner/developer wishing to make such financial arrangements must also grant the city access to the land to install or complete the required *landscaping* in the event the *landscape* installation has not been completed at the end of the required extension period. Such financial arrangements shall be released when the required *landscaping* is completed.

(Ord. of 1-3-95, § 6; Ord. No. 1996-17(3), § 1, 2-27-96)

**Sec. 26-454. - Installation and maintenance of *landscaping*.**

All *landscaping* shall be of nursery stock quality and shall be installed in a sound workmanlike manner and according to accepted good planting procedures. All *landscaping* shall be adaptable to climate conditions of the area, and consideration shall be given to not planting large trees near utilities. All *landscaping* shall be maintained in good condition and in accordance with all provisions of this article as follows:

- 1) All *landscaping* shall present at all times a healthy, neat, clean, orderly, disease-free and pest-free appearance.
- 2) All *landscaping* soil and fill shall be free from weeds, refuse, and debris at all times.
- 3) *Landscaping* elements such as walls and fences shall be constructed in a sound workmanlike manner with adequate support or footings and shall be repaired or replaced as needed to preserve an attractive appearance and to function as intended.
- 4) Any dead plant material or material which fails to show healthy growth must be removed within 30 days.
- 5) Replacement of removed plant material must take place within 90 days of removal or notification by the city, whichever occurs first.
- 6) Any replacement plant material must meet the size and other characteristics of newly planted material as required in this article.
- 7) Maintenance of all *landscaping* is the responsibility of the owners, jointly and separately.
- 8) Trees and large shrubs shall be adequately supported as necessary, using stakes and guys. Such supports shall be designed so as to protect trees and shrubs from

injury. Trees and shrubs shall be fastened to the supports with an acceptable commercial tree tie of plastic or hose covered wire.

- 9) Any *landscaped* area required by this article shall not be encroached upon by any type of vehicle. All *landscaped* areas must be protected by an encroachment barrier. A vehicle may overhang a *landscaped* area provided that a minimum width of three feet in *landscaped* area remains.
- 10) The maximum growth height of any *landscaping* within the sight triangle shall be three feet in height.

(Ord. of 1-3-95, § 7)

**Sec. 26-455. - Landscaping and sidewalks within street rights-of-way.**

Owners are encouraged to *landscape* and to maintain the area within the nonpaved street right-of-way abutting their land; provided, however, that:

- 1) Although the city shall adhere to a general policy of preservation of any such *landscaping*, the city shall not be responsible or liable in the event any *landscaping* is required to be removed.
- 2) Any *landscaping* in a street right-of-way shall not impede or obstruct visibility of any vehicles.
- 3) Any underground sprinkler systems, planters or other permanent structures placed in the right-of-way shall require a license agreement with the city.
- 4) No *landscaping* shall be placed in an area of right-of-way where a capital improvement project has been funded for such location, unless and until such project has been completed.

(Ord. of 1-3-95, § 8)

**Sec. 26-456. - Vehicular use areas—Interior requirements.**

The following requirements shall apply to the interior areas of vehicular use areas:

- 1) Such *landscaped* areas shall be located in such a manner as to divide and break up the expanse of paving. Each unused space resulting from the design or layout of parking spaces, which is over 24 square feet in area, shall be *landscaped*.
- 2) The planting of one tree shall be required for every 20 interior parking spaces. All newly planted trees shall be planted in a permeable area of at least nine square feet total permeable area for small trees and 36 square feet total permeable area for large trees, except additional permeable area may be required by the city if necessary to ensure adequate growth. See section 26-460.

(Ord. of 1-3-95, § 9)

**Sec. 26-457. - Same—Perimeter requirements for land not zoned C-4 central business district.**

A *landscaped* buffer of at least five feet in width consistent with the requirements of subsection 26-454(9) shall be installed around the perimeter of all vehicular use areas, except as provided in section 26-459. The planting of one large tree shall be required, in accordance with the provisions of this article, every 50 linear feet or fraction thereof, or one small tree every 35 linear feet or fraction thereof within the perimeter *landscaped* area. The remainder of the perimeter *landscaped* area shall include *landscape* materials.

(Ord. of 1-3-95, § 10.01)

**Sec. 26-458. - Same—Requirements for land zoned C-4 central business district.**

A *landscaped* buffer of at least four feet in width consistent with the requirements of section 26-454 (9) shall be installed along the street frontage (corner lots are treated as having two street frontages) of all vehicular use areas. In addition, the planting of one large tree shall be required, in accordance with the provisions of this article, every 40 linear feet or fraction thereof, or one small tree every 35 linear feet or fraction thereof along a vehicular use areas street frontage. As an alternative to the above an owner/developer may provide interior *landscaping* as follows:

- 1) Such *landscaped* areas shall be located in such a manner as to divide and break up the expanse of paving. Each unused space resulting from the design or layout of parking spaces, which is over 24 square feet in area, shall be *landscaped*.
- 2) The planting of one tree shall be required for every 20 interior parking spaces. All newly planted trees shall be planted in a permeable area of at least nine square feet total permeable area for small trees and 36 square feet total permeable area for large trees, except additional permeable area may be required by the city if necessary to ensure adequate growth.
- 3) Interior *landscaping* shall be concentrated in one location or dispersed throughout the site.

However, notwithstanding the provisions of this section, at a minimum, all *landscaping* for vehicular use areas shall comprise ten percent of the site, and shall be visible from the street.

(Ord. of 1-3-95, § 10.02)

**Sec. 26-459. - Front setback requirements for land not zoned C-4 central business district.**

All sites to which this article applies shall provide that the front setback (corner lots are treated as having two front setbacks) or a portion thereof be *landscaped* as follows:

A minimum *landscaped* area of ten times the length of the right-of-way in square feet is required. A minimum of five feet width and a maximum of 25 feet of the front setback, as required by the city zoning *ordinance*, shall be the required *landscaped* area under this section. Access ways are not calculated as part of the *landscaped* area. The *landscaped* area shall be immediately adjacent to the public right-of-way or the proposed public right-of-way if the site is designated for improvements as priority I or II in the city's 2010 arterial and collector street plan or designated in the city's capital improvements plan. The *landscaped* area shall contain a

minimum of one large tree per 50 linear feet of road frontage or one small tree per 35 linear feet of road frontage. Not more than 15 percent of the total *landscaped* area shall be an impervious surface, which shall be allowed only for *landscape* amenities such as paved walks, walls, fountains, signs, public art, etc. The *landscaped* area shall not be encroachable by vehicles except as specified in subsection 26-454(9).

(Ord. of 1-3-95, § 11)

**Sec. 26-460. - Composite site requirements.**

If all *landscape* requirements described in sections 26-446—26-459 are met, and the total square footage of the *landscaped* areas do not equal ten percent of the total site, additional *landscaped* areas shall be required so that a minimum of ten percent of the total site is *landscaped* area. Such additional *landscaped* area may be in the form of additional *landscaped* vehicular use areas, additional front setback *landscaped* area or foundation planting around building and structures. At a minimum, all additional *landscaped* areas shall be completely covered with live turf or grass.

(Ord. of 1-3-95, § 12)

**Sec. 26-461. - Loading area and service *landscape* regulations.**

Other than property located in an industrially zoned district, all loading and service areas not screened by an intervening building, established after the application of this section and all preexisting areas which are required by section 26-449 shall be screened from view from any public street right-of-way for their entire length except for necessary access. Screening for loading and service areas may be accomplished by either of the following:

- 1) A closed fence or wall which is at least six feet high and is made of the same or compatible materials, in terms of texture and quality, with the material and color of the principal building, along with additional natural evergreens, shrubs or trees so that no more than two-thirds of the surface area of the closed fence or wall is visible from the street within three years of erection of the structure; or
- 2) The screening may be accomplished with natural evergreen shrubs or trees which can be expected to reach six feet or a greater height within three years of planting.

Any natural evergreens, shrubs or trees used to fulfill these requirements shall be a minimum of three feet in height when planted, and spaced no more than four feet apart at the time of planting.

(Ord. of 1-3-95, § 13.01)

**Sec. 26-462. - Refuse area regulations.**

All refuse areas shall be completely screened from the street and from adjacent properties by a solid wood or masonry fence at least six feet high and by natural plants or trees of equal minimum height so planted as to provide maximum opacity. No refuse receptacle shall be located in the public right-of-way.

(Ord. of 1-3-95, § 13.02)

**Sec. 26-463. - Transitional *landscaped* areas.**

It is recognized that certain land uses, because of their character and intensity, may have an adverse impact on less intensive adjacent uses. The purpose of this section is to establish minimum *landscaping* requirements between certain uses that will help mitigate negative impacts that could constitute a nuisance due to noise and lights. Buffers shall be required in accordance with Table 1 when any use is being developed abutting an existing developed lot or vacant lot. Buffer requirements include a minimum distance separation from the property line and required planting of trees and shrubs within the buffer. Buffering between uses shall not be required within the C-4 Central Business District.

One hundred percent of the applicable buffer requirements shall be the responsibility of the developing land use, except when a residential or institutional use is developed abutting an existing more intensive use developed prior to the approval of this *ordinance* and for which no buffer is in place. In this case, the residential or institutional use shall be responsible for providing a minimum of 50 percent of the required buffer of the developing tract.

If an abutting parcel contains a required buffer or screen, it shall count towards the buffer requirements of the developing property, subject to the regulations in Table No. 1. If the land use relationships between two abutting lots change so that a lesser buffer would be required under these regulations, the width of the buffer may be reduced accordingly. The width of any required buffer of 15 feet or wider may be reduced by 25 percent if a wall, fence, or berm (with approval of site plan review committee) is provided that meets the following standards:

- 1) Any fence or wall shall be a minimum of six feet and constructed in a durable fashion of brick, stone, other masonry materials, or any combination thereof as approved by the zoning administrator. A chain link fence with plastic, metal or wooden slats may not be used to satisfy the requirements of this section when abutting residential uses and districts.
- 2) Berms shall be a minimum height of four feet with a maximum slope of 3:1. Berms in excess of six feet height shall have a maximum slope of 4:1 as measured from the exterior property line. Berms shall be stabilized to prevent erosion and *landscaped*.

**TABLE NO. 1  
REQUIRED BUFFERING CATEGORY**

|                                      |                             |
|--------------------------------------|-----------------------------|
| Existing Abutting Uses and Districts | Single Family Use or Zoning |
| Developing Use                       |                             |

|  |   |
|--|---|
| Multifamily—Attached and multifamily in one building with more than 12 units; Planned multifamily and attached developments and manufactured housing parks   | C |
| Institutional— <i>Low Density</i> : Civic, service and fraternal organizations, cultural facilities, Residential day care centers; group homes with more than 6 residents and nursing homes, rest homes and assisted living homes. | A |
| <i>Medium Density</i> : Religious institutions, up to 750 seats.   | B |
| <i>High Density</i> : Religious institutions over 750 seats  | C |

#### CLASS A BUFFER

|                        |            |
|------------------------|------------|
| WIDTH                  | 10 feet    |
| Deciduous Shade Trees+ | 0          |
| Evergreen Tree         | 4          |
| Shrubs+                | Continuous |
| 6' fence+              | Yes        |
| + Per 100 linear feet  |            |

#### CLASS B BUFFER

|                        |            |
|------------------------|------------|
| Width                  | 15 feet    |
| Deciduous Shade Trees+ | 1          |
| Evergreen Trees+       | 4          |
| Shrubs+                | Continuous |
| 6" fence+              | Yes        |
| + Per 100 linear feet  |            |

#### CLASS C BUFFERS

|                        | ½ acre to 2.5 acres | 3.0 to 5.0 acres | 5.5 to 7.5 acres | 8.0 and above acres |
|------------------------|---------------------|------------------|------------------|---------------------|
| WIDTH                  | 10 feet             | 15 feet          | 20 feet          | 25 feet             |
| Deciduous Shade Trees+ | 0                   | 1                | 1                | 2                   |
| Evergreen Trees+       | 3                   | 3                | 4                | 6                   |
| Shrubs+                | 4                   | 4                | 4                | 6                   |
| 6' fence+              | Yes                 | Yes              | Yes              | Yes                 |

+Per 100 Foot Linear Foot

Evergreens shall be a minimum height of six feet at the time of installation. Deciduous trees shall be between six and eight feet in height. Proposed trees shall be grouped and staggered to present a natural appearance. Existing trees may count towards the deciduous shade trees per 100 linear feet requirement. In addition, a continuous evergreen hedge and solid wood or masonry fence of at least six feet high, shall be placed and maintained adjacent to the lot line. This buffer shall be installed in its entirety during construction of the residential units or the institutional use.

(Ord. of 1-3-95, § 14; Ord. No. 2005-9(3), § 1, 1-18-05)

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**Sec. 26-463.1. - Alternative buffer and screening requirements.**

In the event that the unusual topography or elevation of a development site, the size of the parcel to be developed, the soil or other sub-surface condition on the site, or the presence of required buffer or screening on adjacent developed property would make strict adherence to the requirements of Section 14 serve no meaningful purpose or would make it physically impossible to install and maintain the required buffer or screen, the zoning administrator may alter the requirements as long as the existing features of the development site comply with the spirit and intent. Such an alteration may occur only at the request of the property owner, who shall submit a plan to the zoning administrator showing existing site features that would buffer or screen the proposed use and any additional buffer materials the property owner will plant or construct to buffer or screen the proposed use. The zoning administrator shall not alter the requirements unless the developer demonstrates that existing site features and any additional buffer materials will screen the proposed use as effectively as the required buffer or screening. In deciding whether to approve such a plan, the zoning administrator shall consult with the director of planning and development and the staff *landscape architect*.

(Ord. No. 2005-9(3), § 2, 1-18-05)

**Sec. 26-464. - Administrative interpretation of article.**

In the event there is a question concerning the general intent or meaning of any provision of this article text, the zoning administrator, or designee, of the city shall have the right to make such administrative decisions or interpretations. Any aggrieved person may submit a written appeal of an administrative decision or interpretation to the construction board of adjustment and appeals. Said board shall affirm, reverse or modify the administrative interpretation rendered by the zoning administrator, or designee, of the city. An interpretation from which an appeal is made must be in writing, and must be in response to a written request for an administrative decision or interpretation. It is expressly intended that such administrative decision or interpretation shall in no manner be construed to permit or grant exceptions or variances to the provisions of this article. Every decision of said board shall be final, subject, however, to such remedy as any aggrieved party may have at law or in equity.

(Ord. of 1-3-95, § 15; Ord. No. 1996-17(3), § 15, 2-27-96)

**Sec. 26-465. - Variances.**

- a) *Required circumstances.* Where there are unusual circumstances peculiar to the site being developed and where a literal application of specific provisions of this article would unnecessarily restrict the development of a site and result in hardship to the owners or other interested persons, a variance from specific provisions of this article may be requested.
- b) *Application; contents; required demonstration.* The application requesting a variance from the requirements of this article shall include a description of the property, the exact nature of the proposed variance, and the grounds upon which it is requested. The applicant shall further demonstrate that the granting of such variance will not adversely affect the properties nor otherwise be detrimental to the public welfare.
- c) *Filing; recommendation of landscape architect to construction board of adjustment and appeals; consideration by board.* The application shall be filed with the zoning administrator, or designee, for the city. Upon receiving an application for a variance, where all required information is supplied, the zoning administrator, or designee, shall make a recommendation within ten working days and forward the application to the construction board of adjustment and appeals for their consideration. Within ten working days after the board's receipt of a recommendation by the zoning administrator, or designee, the board shall meet to consider the request.
- d) *Grant or denial.* Within ten working days after the board's meeting, the board shall grant or deny the variance in whole or in part. If the board fails to take action on the request for the variance within the specified time period, such inaction shall be deemed to grant the variance. Every decision of the board shall be final, subject, however, to such remedy as any aggrieved party may have at law or in equity.

(Ord. of 1-3-95, § 16; Ord. No. 1996-17(3), § 1, 2-27-96)

**Sec. 26-466. - Enforcement.**

Violation by any person of the provisions of this article or failure to comply with any of its requirements, after written notification by the zoning administrator, or designee, of the city of the type, nature, and extent of the violation of this article, shall upon conviction thereof, constitute a misdemeanor.

Any person who violates the provisions of this article or fails to comply with any of its requirements within days after having been duly notified in writing, by certified mail, return receipt requested, by the zoning administrator, or designee, of the city shall upon conviction thereof, be fined not more than \$1,000.00. Each day such violation continues shall be considered a new and separate offense. Nothing herein contained shall prevent the city from taking such other lawful action as is necessary to prevent or remedy any violation.

(Ord. No. 1996-17(3), § 1, 2-27-96)

Editor's note— Ord. No. 1996-17(3), adopted Feb. 27, 1996, did not specifically amend this Code; hence, codification of § 18 of said ordinance as § 26-466 herein was at the editor's discretion.

Secs. 26-467—26-490. - Reserved.

ARTICLE X. - RESERVED

Secs. 26-418—26-445. - Reserved.



OFFICE OF THE CITY ATTORNEY  
 11/20/16

**ORDINANCE AMENDING SECTION 110-593 THROUGH 110-600 OF THE CODE OF ORDINANCES OF THE CITY OF JACKSON (ALL WARDS)**

**WHEREAS**, in 1999, the City of Jackson adopted an ordinance governing the installation of traffic calming devices such as speed humps inside the City of Jackson; and

**WHEREAS**, the ordinance included the establishment of a committee to review staff recommendations and provide additional policies and procedures for prioritizing applications; and

**WHEREAS**, Public Works and the administration has review the ordinance and determined that based on the current funding limitations, issues in finding volunteers for the committee and keeping a quorum, it is in the interest of the program to streamline the program by eliminating the traffic calming committee and transferring the committee's responsibilities to the Director of the Department of Public Works or his designee.

**IT IS THEREFORE, ORDAINED** by the City of Council of Jackson, Mississippi, that Section 193-593 through 193-600 is hereby amended to read as follows:

| CURRENT  | PROPOSED   |
|--|--|
| <p><b>Sec. 118-593. - Definitions.</b></p>   | <p><b>Sec. 118-593. - Definitions.</b></p>   |
| <p>[The following words, terms and phrases, as used in this article, shall have the meanings respectively ascribed to them in this section, unless the context clearly indicates otherwise:]</p> | <p>[The following words, terms and phrases, as used in this article, shall have the meanings respectively ascribed to them in this section, unless the context clearly indicates otherwise:]</p> |
| <p><i>Arterial street</i> means any major street in the city that serves as an avenue for the circulation of traffic onto, out of or around the city and carries high volumes of traffic.</p>    | <p><i>Arterial street</i> means any major street in the city that serves as an avenue for the circulation of traffic onto, out of or around the city and carries high volumes of traffic.</p>    |
| <p><i>Collector street</i> means any two- or four-lane street that links an arterial street with another collector street or a local street.</p>   | <p><i>Collector street</i> means any two- or four-lane street that links an arterial street with another collector street or a local street.</p>   |
| <p><i>Dwelling unit</i> means one or more rooms physically arranged to create an independent housekeeping establishment for occupancy by one family.</p>   | <p><i>Dwelling unit</i> means one or more rooms physically arranged to create an independent housekeeping establishment for occupancy by one family.</p>   |
| <p><i>Local street</i> means any two lane street with the primary purpose for providing access to abutting residential properties.</p>   | <p><i>Local street</i> means any two lane street with the primary purpose for providing access to abutting residential properties.</p>   |
| <p><i>Traffic calming committee</i> includes seven-member committee appointed by the mayor from each of the City of Jackson's seven wards</p>  | <p><del><i>Traffic calming committee</i> includes seven-member committee appointed by the mayor from each of the City of Jackson's seven wards</del></p>   |

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and confirmed by the city council. The committee shall have the duty to establish traffic calming priorities and select streets that will receive traffic calming devices.

*Traffic calming device* means an element of a traffic calming plan selected from among those devices authorized herein for use within the city.

*Traffic calming study* means an appraisal of traffic conditions in the development of a plan for installing one or more traffic calming devices in a residential neighborhood.

*Traffic count* means a manual or automatic count of the number of vehicles traversing a particular street in a given time period.

#### **Sec. 110-594. - Responsibilities of the traffic calming committee.**

(a) The traffic calming committee, after reviewing recommendations from city staff, shall create a traffic calming application and establish any additional procedures and policies necessary for the selection, implementation, evaluation, and removal of traffic calming devices within the City of Jackson. Staff for the traffic calming committee shall consist of representatives from the City of Jackson's Traffic Engineering Division, Office of City Planning, and Legal Department.

(b) The traffic calming committee will review all eligible traffic calming applications and, based on funding availability and on priorities and criteria established by the committee, select applications for further study, and based on the findings of the traffic calming study, select traffic calming devices to be installed by the city. Before installing any traffic calming device, the traffic calming committee shall also be responsible for holding a public hearing to measure public support and understanding for traffic calming

~~and confirmed by the city council. The committee shall have the duty to establish traffic calming priorities and select streets that will receive traffic calming devices.~~

~~*Traffic calming device* means an element of a traffic calming plan selected from among those devices authorized herein for use within the city.~~

~~*Traffic calming study* means an appraisal of traffic conditions in the development of a plan for installing one or more traffic calming devices in a residential neighborhood.~~

~~*Traffic count* means a manual or automatic count of the number of vehicles traversing a particular street in a given time period.~~

#### **Sec. 110-594. - Responsibilities of the Director of the Department of Public Works ~~traffic calming committee.~~**

(a) The Public Works Director or his designee ~~The traffic calming committee, after reviewing recommendations from city staff,~~ shall create a traffic calming application and establish any additional procedures and policies necessary for the selection, implementation, evaluation, and removal of traffic calming devices within the City of Jackson. ~~Staff for the traffic calming committee shall consist of representatives from the City of Jackson's Traffic Engineering Division, Office of City Planning, and Legal Department.~~

(b) The Public Works Director or his designee shall ~~traffic calming committee will~~ review all eligible traffic calming applications and, based on funding availability and on priorities and criteria established by the committee, select applications for further study, and based on the findings of the traffic calming study, select traffic calming devices to be installed by the city. Before installing any traffic calming device, the Public Works Director or his designee ~~traffic calming committee~~ shall also be responsible for holding a public hearing to measure public

within the community where traffic calming devices are proposed.

(c) The traffic calming committee shall develop and maintain a sample list of acceptable traffic calming devices for use within the City of Jackson. Such list shall be attached to the traffic calming application and amended from time to time as various devices are introduced and tested within the city.

#### **Sec. 118-595. - Initiation of traffic calming study.**

A traffic calming study shall be considered upon receipt by the traffic calming committee of an application signed by at least one member of 51 percent of the dwelling units having automobile access on the block of the street where a traffic calming device is requested. In the instance that a traffic calming device is proposed at the intersection of two streets, the signature requirement shall apply to all intersecting street blocks. In addition to the required signatures, the application shall identify the traffic problems to be remedied and goals to be achieved through traffic calming and the suggested traffic calming devices to be installed.

#### **Sec. 118-596. - Data collection for traffic calming study.**

To assist in the evaluation of traffic calming requests by the traffic calming committee, the following data for all streets possibly affected by any proposed traffic calming device shall be collected by the City of Jackson Traffic Engineering Division:

- (1) Street classification;
- (2) Posted speed limits;
- (3) Physical data (number of lanes, width, grade and alignment);
- (4) Traffic counts;
- (5) Accident and police reports;
- (6) Community facilities and schools;
- (7) Alternative routes that traffic may take if traffic calming devices are installed; and

support and understanding for traffic calming within the community where traffic calming devices are proposed.

(c) The Public Works Director or his designee ~~traffic calming committee~~ shall develop and maintain a sample list of acceptable traffic calming devices for use within the City of Jackson. Such list shall be attached to the traffic calming application and amended from time to time as various devices are introduced and tested within the city.

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A traffic calming study shall be considered upon receipt by the Public Works Director or his designee ~~traffic calming committee~~ of an application signed by at least one member of 51 percent of the dwelling units having automobile access on the block of the street where a traffic calming device is requested. In the instance that a traffic calming device is proposed at the intersection of two streets, the signature requirement shall apply to all intersecting street blocks. In addition to the required signatures, the application shall identify the traffic problems to be remedied and goals to be achieved through traffic calming and the suggested traffic calming devices to be installed.

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- (1) Street classification;
- (2) Posted speed limits;
- (3) Physical data (number of lanes, width, grade and alignment);
- (4) Traffic counts;
- (5) Accident and police reports;
- (6) Community facilities and schools;

(8) JATLAN routes.

**Sec. 118-597. - Traffic calming priority and design criteria.**

The traffic calming committee shall use, but are not limited to, the following criteria in evaluating traffic calming applications, traffic calming studies and selecting traffic calming devices to be installed in residential areas:

- (1) *Street type.* Limited to streets classified as collector or local.
- (2) *Speed limit.* Street's current speed limit must be posted as 25 miles per hour if it is a local street or 30 miles per hour if it is a collector street.
- (3) *Lanes of traffic.* Limited to streets having only one lane of moving traffic in each direction.
- (4) *Emergency routes.* Streets must not be primary route for fire and rescue equipment.
- (5) *Grade.* At the discretion of the city traffic engineer, certain traffic calming devices may not be used if street grades are too steep.
- (6) *Sight distances.* At the discretion of the city traffic engineer, certain traffic calming devices may not be used if curves or obstacles would create an unsafe condition for motorists driving at posted speeds under average driving conditions.
- (7) *Community facilities.* Priority shall be given to streets that do not provide direct access to schools or other community facilities.
- (8) *Bus routes.* Streets with mass transit shall be considered for traffic calming if such routes can be redirected to other streets.
- (9) *Truck routes.* The street may not be a thru-truck route, unless an acceptable alternate route is identified.
- (10) *Pedestrian/bicycle safety.* The installation of traffic calming devices shall enhance pedestrian and bicycle safety.

(7) Alternative routes that traffic may take if traffic calming devices are installed; and  
(8) JATLAN routes.

**Sec. 118-597. - Traffic calming priority and design criteria.**

The Public Works Director or his designee ~~traffic calming committee~~ shall use, but are not limited to, the following criteria in evaluating traffic calming applications, traffic calming studies and selecting traffic calming devices to be installed in residential areas:

- (1) *Street type.* Limited to streets classified as collector or local.
- (2) *Speed limit.* Street's current speed limit must be posted as 25 miles per hour if it is a local street or 30 miles per hour if it is a collector street.
- (3) *Lanes of traffic.* Limited to streets having only one lane of moving traffic in each direction.
- (4) *Emergency routes.* Streets must not be primary route for fire and rescue equipment.
- (5) *Grade.* At the discretion of the city traffic engineer, certain traffic calming devices may not be used if street grades are too steep.
- (6) *Sight distances.* At the discretion of the city traffic engineer, certain traffic calming devices may not be used if curves or obstacles would create an unsafe condition for motorists driving at posted speeds under average driving conditions.
- (7) *Community facilities.* Priority shall be given to streets that do not provide direct access to schools or other community facilities.
- (8) *Bus routes.* Streets with mass transit shall be considered for traffic calming if such routes can be redirected to other streets.
- (9) *Truck routes.* The street may not be a thru-truck route, unless an acceptable alternate route is identified.
- (10) *Pedestrian/bicycle safety.* The installation of traffic calming devices shall enhance pedestrian and bicycle safety.

- (11) *Drainage.* The installation of traffic calming devices shall not adversely affect street drainage.
- (12) *Traffic diversion.* If it is anticipated that the installation of a traffic device results in the diversion of more than five percent of the traffic to another collector or local street, such streets shall also be considered for traffic calming.
- (13) *Consistency with transportation plans.* The installation of any traffic calming device shall not conflict with any adopted transportation plan or proposed street improvement.

**Sec. 118-598. - Public hearing required.**

The traffic calming committee shall hold a neighborhood public hearing prior to the installation of any traffic calming device. The traffic calming committee shall erect public notice signs at the location of each proposed traffic calming device at least 15 days prior to the public hearing. The signs shall describe the proposed traffic devices to be installed, set forth the time and place of the public hearing, and provide a phone number for additional information.

**Sec. 118-599. - Installation of traffic calming devices.**

(a) *Scheduling.* The installation of traffic calming devices shall be scheduled by the director of public works upon approval by the traffic calming committee and identification of funding sources.

(b) *Project completion.* Completion of the installation of a traffic calming devices shall be subject to work crew schedules, purchasing constraints, and appropriate weather conditions.

**Sec. 118-600. - Evaluation, modification, removal.**

- (11) *Drainage.* The installation of traffic calming devices shall not adversely affect street drainage.
- (12) *Traffic diversion.* If it is anticipated that the installation of a traffic device results in the diversion of more than five percent of the traffic to another collector or local street, such streets shall also be considered for traffic calming.
- (13) *Consistency with transportation plans.* The installation of any traffic calming device shall not conflict with any adopted transportation plan or proposed street improvement.

**Sec. 118-598. - Public hearing required.**

The Public Works Director or his designee ~~traffic calming committee~~ shall hold a neighborhood public hearing prior to the installation of any traffic calming device. The Public Works Director or his designee ~~traffic calming committee~~ shall erect public notice signs at the location of each proposed traffic calming device at least 15 days prior to the public hearing. The signs shall describe the proposed traffic devices to be installed, set forth the time and place of the public hearing, and provide a phone number for additional information.

**Sec. 118-599. - Installation of traffic calming devices.**

(a) *Scheduling.* The installation of traffic calming devices shall be scheduled by the director of public works upon approval by the Public Works Director or his designee ~~traffic calming committee~~ and identification of funding sources.

(b) *Project completion.* Completion of the installation of a traffic calming devices shall be subject to work crew schedules, purchasing constraints, and appropriate weather conditions.

**Sec. 118-600. - Evaluation, modification, removal.**

|   |   |
|---|---|
| <p>(a) <i>Evaluation.</i> The traffic engineering division shall evaluate traffic calming projects from a safety perspective within one year after installation. The evaluation will include, at a minimum, a review of traffic volumes, speeds, and accidents.</p> <p>(b) <i>Modification or removal.</i> Upon a finding by the city traffic engineer of a hazardous situation or condition created by a traffic calming device, said situation shall be immediately corrected through modification or removal of traffic calming device or devices. Residents of an affected area may, upon submission of a petition to the traffic calming committee signed by at least one member of 51 percent of the dwelling units having automobile access on the block of the street where a traffic calming device is located, request its removal. In the instance that a traffic calming device is located at the intersection of two streets, the signature requirement shall apply to all intersecting street blocks.</p> | <p>(a) <i>Evaluation.</i> The traffic Engineering division shall evaluate traffic calming projects from a safety perspective within one year after installation. The evaluation will include, at a minimum, a review of traffic volumes, speeds, and accidents.</p> <p>(b) <i>Modification or removal.</i> Upon a finding by the Public Works Director or his designee <del>city traffic engineer</del> of a hazardous situation or condition created by a traffic calming device, said situation shall be immediately corrected through modification or removal of traffic calming device or devices. Residents of an affected area may, upon submission of a petition to the City Engineer <del>traffic calming committee</del> signed by at least one member of 51 percent of the dwelling units having automobile access on the block of the street where a traffic calming device is located, request its removal. In the instance that a traffic calming device is located at the intersection of two streets, the signature requirement shall apply to all intersecting street blocks.</p> |
|---|---|

**IT IS FURTHER ORDAINED** that this ordinance shall become effective 30 days after adoption and after publication.

ITL M#: \_\_\_\_\_

AGENDA: \_\_\_\_\_

BY: SMASH, WILLIAMS, R. L.L., YARBER

**CITY COUNCIL AGENDA ITEM 10 POINT DATA SHEET**

**November 4, 2016**

**DATE**

| <b>POINTS</b> |   | <b>COMMENTS</b>   |  |
|---------------|---|---|--|
| 1.            | <b>Brief Description/Purpose</b>  | Ordinance amending Section 118-593 through 118-600 of the Code of Ordinances  |  |
| 2.            | <b>Public Policy Initiative</b><br>1. Youth & Education<br>2. Crime Prevention<br>3. Changes in City Government<br>4. Neighborhood Enhancement<br>5. Economic Development<br>6. Infrastructure and Transportation<br>7. Quality of Life | 7   |  |
| 3.            | <b>Who will be affected</b>   | Residents seeking to install traffic calming devices on their street  |  |
| 4.            | <b>Benefits</b>   | Transfers responsibilities from the traffic calming committee to the Public Works Director  |  |
| 5.            | <b>Schedule (beginning date)</b>  | 30 days from adoption and after publication.  |  |
| 6.            | <b>Location:</b><br>▪ WARD<br><br>▪ CITYWIDE (yes or no) (area)<br><br>▪ Project limits if applicable   | City Wide   |  |
| 7.            | <b>Action implemented by:</b><br>▪ City Department <input checked="" type="checkbox"/><br>▪ Consultant <input type="checkbox"/>   | Department of Public Works, Engineering Division  |  |
| 8.            | <b>COST</b>   | None to the City.   |  |
| 9.            | <b>Source of Funding</b><br>▪ General Fund <input type="checkbox"/><br>▪ Grant <input type="checkbox"/><br>▪ Bond <input type="checkbox"/><br>▪ Other <input type="checkbox"/>  |   |  |
| 10.           | <b>EBO participation</b>  | ABE _____ % WAIVER yes ___ no ___ N/A ___<br>AABE _____ % WAIVER yes ___ no ___ N/A ___<br>WBE _____ % WAIVER yes ___ no ___ N/A ___<br>HBE _____ % WAIVER yes ___ no ___ N/A ___<br>NABE _____ % WAIVER yes ___ no ___ N/A ___ |  |

Department of Public Works



200 South President Street  
Post Office Box 17  
Jackson, Mississippi 39205-0017

Tony Yarber  
*Mayor of the City of Jackson*

## MEMORANDUM

**To:** Mayor Tony Yarber

**From:** Jerriot Smash   
Interim Director

**Date:** November 4, 2016

**Subject:** Agenda Item for City Council Meeting

Attached you will find an agenda item amending sections of Section 118 of the Code of Ordinances to transfer responsibilities of the traffic calming committee to the city engineer.

The City's traffic calming ordinance, which was adopted in 1999, included an appointed traffic calming committee. The committee's roles as defined in the ordinance included creating an application, establishing additional policies and procedures, developing a sample list of traffic calming options, holding public hearings on proposed projects, and give final approval on proposed projects. Public Works and City Attorney's staff provided the support for the committee and did most of the work. During the previous two administrations, there was difficulty in finding residents to volunteer for the committee and difficulty in establishing a quorum. At times, it was difficult to get approval for work that Public Works staff had completed due to quorum issues. Based on a review of the program, it is recommended that the duties of the traffic calming committee be transferred to the Director of Public Works or his designee. The changes to Section 118-593 through 118-600 of the Code of ordinances enable this change.

It is the recommendation of this office that this ordinance be adopted by the Council. If you have any questions or comments, please do not hesitate to call me at (601) 960-2091.

City of Jackson  
Department of Public Works



## Council Agenda Item Brief

|                                |   |
|--------------------------------|---|
| <b>Agenda Item:</b>            | <b>Ordinance amending Section 110-593 to 110-600 of the Code of Ordinances</b>  |
| <b>Item #:</b>                 |   |
| <b>Council Meeting:</b>        | Regular Council Meeting, November 15, 2016  |
| <b>Consultant/Contractor:</b>  |   |
| <b>EBO:</b>                    | Not applicable  |
| <b>Purpose:</b>                | Remove the traffic calming committee and transfer functions to staff.   |
| <b>Cost:</b>                   | None  |
| <b>Project/Contract Type:</b>  | N/A   |
| <b>Funding Source:</b>         | N/A   |
| <b>Schedule/Time:</b>          | Effective 30 days after approval by Council and after publication   |
| <b>DPW Manager:</b>            | C. Williams, R. Lee   |
| <b>Background:</b>             | <p>The original traffic calming ordinance from 1999 included an appointed traffic calming committee to meet and review requests. Under the committee, Public Works staff did most of the work to present to the committee for review, scrutiny, and decisions. Currently, the City has accepted bids utilizing the last of the federal earmark that had funded construction. The committee, which had issues over the years of being fully staffed due to trouble finding volunteers plus maintaining a quorum, does not have active members.</p> <p>To facilitate any proposed privately funded projects, and in the event the program is funded with City funds in the future, it is recommended that the functions of the committee be transferred to staff.</p> |
| <b>Estimated Fees:</b>         | N/A   |
| <b>EBO Compliance Details:</b> | Not applicable  |
| <b>Talking Points:</b>         | This ordinance eliminates the traffic calming committee and transfers those functions to the Public Works Director or his designee. This allows Public Works the flexibility to act upon any request for privately funded traffic calming projects in a timely manner.  |

Office of the City Attorney

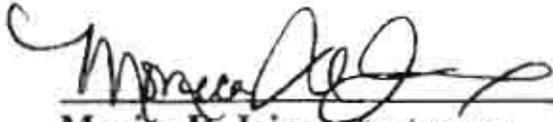
455 East Capitol Street  
Post Office Box 2779  
Jackson, Mississippi 39207-2779  
Telephone: (601) 960-1799  
Facsimile: (601) 960-1756

## OFFICE OF THE CITY ATTORNEY

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This ORDINANCE AMENDING SECTION 110-593 THROUGH 110-600 OF THE CODE OF ORDINANCES OF THE CITY OF JACKSON (ALL WARDS) is legally sufficient for placement in NOVUS Agenda.

OFFICE OF THE CITY ATTORNEY  
11/9/16

  
\_\_\_\_\_  
Monica D. Joiner, City Attorney  
Terry Williamson, Legal Counsel 

11/9/16  
\_\_\_\_\_  
DATE

**ORDINANCE OF THE JACKSON CITY COUNCIL CREATING A MUNICIPAL RESERVE FUND**

**WHEREAS**, the governing authorities of the City of Jackson are charged with the obligation to create a balanced municipal budget and to protect and preserve the municipal coffers; and

**WHEREAS**, the Jackson City Council finds that it would be in the best interest of its citizens that a Municipal Reserve Fund be officially created through local law; and

**WHEREAS**, the Municipal Reserve Fund will be 7.5% of the adopted General Fund of the operating revenues; and

**NOW, THEREFORE, BE IT ORDAINED**, by the Jackson City Council as follows, to-wit:

**SECTION 1.**

A special account is hereby created in the City of Jackson's Municipal Budget, and shall be referred to as the "Municipal Reserve Fund". The purpose of the Municipal Reserve Fund is to serve as a measure of the financial resources available in a governmental fund for unrestricted fund balance revenues above the formal policy requirement set forth in the Municipal General fund Unrestricted Fund Balance. Municipal Reserve Fund is used to describe the net position of governmental funds calculated in accordance with Generally Accepted Accounting Principles (GAAP). This fund shall be used for the purpose for which it was created, and no other funds shall be placed and/or commingled in the special fund.

**SECTION 2.**

Adopted revenues received by the City of Jackson, Mississippi, above the formal policy requirement set forth in the Municipal General fund Unrestricted Fund Balance shall be placed in the Municipal Reserve Fund. Use of said funds is prohibited as a funding source for ongoing recurring expenditures.

**SECTION 3.**

All expenditures and/or removal of funds from the Municipal Reserve Fund shall be approved by the governing authorities in a duly called meeting, and said action shall be expressly stated and spread across the official minutes of the City of Jackson, Mississippi.

**SECTION 4.**

This ordinance shall be in effect thirty (30) days from and after its passage.

**SO ORDAINED** this the \_\_\_\_ day of November, 2016.

By: Stamps

#20



**ORDINANCE OF THE CITY COUNCIL OF JACKSON, MISSISSIPPI  
CREATING A MUNICIPAL GENERAL FUND UNRESTRICTED FUND  
BALANCE**

**WHEREAS**, the governing authorities of the City of Jackson are charged with the obligation to create a balanced municipal budget and to protect and preserve the municipal coffers; and

**WHEREAS**, the City Council of Jackson, Mississippi finds that it would be in the best interest of its citizens that a Municipal General Fund Unrestricted Fund Balance be officially created through local law; and

**NOW, THEREFORE, BE IT ORDAINED**, by the City Council of Jackson, Mississippi as follows, to-wit:

**SECTION 1.**

A special account is hereby created in the City of Jackson's Municipal Budget, and shall be referred to as the "Municipal General Fund Unrestricted Fund Balance". The purpose of the General Fund Unrestricted Fund Balance is to serve as a measure of the financial resources available in a governmental fund, and is used to describe the net position of governmental funds calculated in accordance with Generally Accepted Accounting Principles (GAAP). This fund shall be used for the purpose for which it was created, and no other funds shall be placed and/or commingled in the special fund.

**SECTION 2.**

Adopted revenues received by the City of Jackson, Mississippi, shall be placed in the Municipal General Fund Unrestricted Fund Balance, with said minimum threshold remaining at a level no lower than 7.5% of the municipality's adopted revenues. Use of said funds is prohibited as a funding source for ongoing recurring expenditures.

**SECTION 3.**

All expenditures and/or removal of funds from the Municipal General Fund Unrestricted Fund Balance shall be approved by the governing authorities in a duly called meeting, and said action shall be expressly stated and spread across the official minutes of the City of Jackson, Mississippi.

**SECTION 4.**

This ordinance shall be in effect thirty (30) days from and after its passage.

SO ORDAINED this the first day of November, 2016.

Agenda Item #  
By: Stamps

21



**ORDINANCE OF THE CITY COUNCIL OF JACKSON, MISSISSIPPI  
ESTABLISHING A SEPARATE FUND FOR THE MONIES RECEIVED  
FROM THE GRAND NUCLEAR STATION**

**WHEREAS**, the City of Jackson, Mississippi receives approximately \$1.6 million every year from Grand Gulf Nuclear Station that has been placed in the General Fund to balance the budget; and

**WHEREAS**, on October 4, 2016, the City Council of Jackson, Mississippi agreed that at least 10% of that funding should be used for planning, infrastructure improvements, development, and emergency preparation; and

**WHEREAS**, the City Council of Jackson, Mississippi also agreed that funding should be used for emergency planning related to the Grand Gulf Nuclear Station evacuation route within city limits; and

**WHEREAS**, costs associated with this fund include but are not limited to stakeholder engagement, a complete streets design, drainage improvements, street resurfacing, and the composition and implementation of an emergency plan; and

**IT IS THEREFORE ORDERED**, all of the revenue received from the Grand Gulf Nuclear Station be placed into a separate fund, effective immediately.

Item #:

22

Agenda Date: November 1, 2016

By: De'Keither Stamps



**ORDINANCE AMENDING DECENNIAL REDISTRICTING  
ORDINANCE APPROVED BY THE JACKSON CITY COUNCIL ON  
SEPTEMBER 4, 2012, BY CHANGING THE POLLING PLACE FOR  
PRECINCT #81 LOCATED WITHIN HINDS COUNTY, MISSISSIPPI  
DISTRICT #1. (WARD 2)**

**WHEREAS**, the Jackson, Mississippi City Council approved a redistricting ordinance on September 4, 2012, pursuant to the provisions of Section 21-8-7(4)(c) of the Mississippi Code (1972), as amended; and

**WHEREAS**, Section 23-15-557 of the Mississippi Code (1972), as amended, authorizes the governing authorities of a municipality within the state of Mississippi in their discretion to divide the municipality into a sufficient number of voting precincts of such size and location as is necessary with the same number of polling places necessary to accommodate the electorate; and

**WHEREAS**, on or about March 27, 2014, at the request of the Hinds County Election Commission, the Hinds County Board of Supervisors moved the County's polling place for Precinct #81 in Hinds County District 1 ("Precinct #81") from Calloway High School, 601 Beasley Road, Jackson, Mississippi 39206 to Aldersgate United Methodist Church, 655 Beasley Road, Jackson, Mississippi 39206; and

**WHEREAS**, as a result of this move, Precinct #81 was relocated to Aldersgate United Methodist Church, 655 Beasley Road, Jackson, Mississippi 39206; and

**WHEREAS**, the best interest of the citizenry of the City, specifically those accustomed to voting in both City and County elections, would be served by mirroring the County's move; and

**WHEREAS**, the governing authorities for the City of Jackson believe that approval of this ordinance is necessary to ensure uniformity of precincts and polling places in the County of Hinds, Mississippi and for ease of voting by the electorate.

**NOW, THEREFORE, BE IT ORDAINED** by the City of Jackson:

**SECTION 1.** The polling place for Precinct #81 formerly located at Calloway High School, 601 Beasley Road, Jackson, Mississippi 39206 is now moved to Aldersgate United Methodist Church, 655 Beasley Road, Jackson, Mississippi 39206 in order to mirror the County's polling places to accommodate the City's electorate and better facilitate the holding of elections.

**SECTION 2.** This Ordinance shall become effective, pursuant to Mississippi state law, thirty (30) days from and after passage.

#23



**ORDINANCE AMENDING DECENNIAL REDISTRICTING  
ORDINANCE APPROVED BY THE JACKSON CITY COUNCIL ON  
SEPTEMBER 4, 2012, BY CHANGING THE POLLING PLACE FOR  
PRECINCT #82 LOCATED WITHIN HINDS COUNTY, MISSISSIPPI  
DISTRICT #1. (WARD 2)**

**WHEREAS**, the Jackson, Mississippi City Council approved a redistricting ordinance on September 4, 2012, pursuant to the provisions of Section 21-8-7(4)(c) of the Mississippi Code (1972), as amended; and

**WHEREAS**, Section 23-15-557 of the Mississippi Code (1972), as amended, authorizes the governing authorities of a municipality within the state of Mississippi in their discretion to divide the municipality into a sufficient number of voting precincts of such size and location as is necessary with the same number of polling places necessary to accommodate the electorate; and

**WHEREAS**, on or about March 27, 2014, at the request of the Hinds County Election Commission, the Hinds County Board of Supervisors moved the County's polling place for Precinct #82 in Hinds County District 1 ("Precinct #82") from North Jackson Elementary School, 650 James M. Davis Drive, Jackson, Mississippi 39206 to Hanging Moss Church of Christ, 5225 Hanging Moss Road, Jackson, Mississippi 39206; and

**WHEREAS**, as a result of this move, Precinct #82 was relocated to Hanging Moss Church of Christ, 5225 Hanging Moss Road, Jackson, Mississippi 39206; and

**WHEREAS**, the best interest of the citizenry of the City, specifically those accustomed to voting in both City and County elections, would be served by mirroring the County's move; and

**WHEREAS**, the governing authorities for the City of Jackson believe that approval of this ordinance is necessary to ensure uniformity of precincts and polling places in the County of Hinds, Mississippi and for ease of voting by the electorate.

**NOW, THEREFORE, BE IT ORDAINED** by the City of Jackson:

**SECTION 1.** The polling place for Precinct #82 formerly located at North Jackson Elementary School, 650 James M. Davis Drive, Jackson, Mississippi 39206 is now moved to Hanging Moss Church of Christ, 5225 Hanging Moss Road, Jackson, Mississippi 39206 in order to mirror the County's polling places to accommodate the City's electorate and better facilitate the holding of elections.

**SECTION 2.** This Ordinance shall become effective, pursuant to Mississippi state law, thirty (30) days from and after passage.

#24



**ORDER AUTHORIZING THE MAYOR TO EXECUTE AN AGREEMENT WITH CAYENTA, WHICH IS A DIVISION OF HARRIS COMPUTER CORPORATION, FOR THE PURCHASE OF A MAINTENANCE AGREEMENT FOR THE CITY OF JACKSON'S CAYENTA "JIMS" FINANCIAL SOFTWARE SYSTEM**

OFFICE OF THE CITY ATTORNEY  
11/03/2014

**WHEREAS**, the City of Jackson purchased Cayenta "JIMS" software from Cayenta in 1994; and

**WHEREAS**, the City of Jackson uses the "JIMS" software for its financial system; and

**WHEREAS**, the maintenance agreement for the "JIMS" software expired on September 30, 2016 and will need to be renewed; and,

**WHEREAS**, the cost of renewal is \$66,444.58; and,

**WHEREAS**, Cayenta, a division of Harris Computer Corporation, is the sole provider of Cayenta "JIMS" maintenance support; and,

**WHEREAS**, the maintenance needs for this system have been analyzed and the purchase of maintenance for this system is recommended.

**IT IS, THEREFORE, ORDERED** that the Mayor be authorized to execute a maintenance agreement with Cayenta, at a cost of \$66,444.58 for the period beginning on October 1, 2016 through September 30, 2017.

#27



## MEMORANDUM

**TO:** Mayor Tony T. Yarber

**FROM:** Michelle Battee-Day *MBD*  
Interim Director of Administration

**DATE:** October 26, 2016

**RE:** Cayenta Software Maintenance Renewal

---

The City of Jackson purchased Cayenta software from Harris Computers Corporation ("Cayenta") in 1994. The City uses the Cayenta "JIMS" software for its financial system.

The maintenance agreement on the Cayenta software expired on September 30, 2016. The renewal period is October 1, 2016 through September 30, 2017. Cayenta is the sole provider of maintenance support for Cayenta "JIMS"; and the cost associated with renewal is \$66,444.58.

The maintenance support agreement for this software will benefit all City departments by ensuring that our Cayenta "JIMS" system is running at optimal performance levels.

I recommend that we renew this maintenance agreement.

MBD/rb



Invoice **MN00093652**  
 Date **7/18/2016**  
 Page **1 of 1**

Remit To: N. Harris Computer Corporation  
 62133 Collections Center Drive  
 Chicago, IL 60693-0621

**Ship To**

City of Jackson  
 Finance Division/Accounts Payables  
 P.O. Box 17  
 Jackson, MS 39201  
 USA

**Bill to**

City of Jackson  
 Finance Division/Accounts Payables  
 P.O. Box 17  
 Jackson, MS 39201  
 USA

| PO Number | Customer No. | Salesperson ID | Shipping Method | Payment Terms |
|-----------|--------------|----------------|-----------------|---------------|
|           | JACO         |                | LOCAL DELIVERY  | Receipt       |

| Ordered | Item Number | Description  | Unit Price    | Ext Price     |
|---------|-------------|--|---------------|---------------|
| 1.00    | NOTE        | Annual Maintenance Support for the period of Oct. 1, 2016 - Sept. 30, 2017 | US\$0.00      | US\$0.00      |
| 1.00    | CAY - MAINT | Accounts Payable   | US\$5,743.46  | US\$5,743.46  |
| 1.00    | CAY - MAINT | Accounts Receivable  | US\$19,209.95 | US\$19,209.95 |
| 1.00    | CAY - MAINT | Equipment Management   | US\$2,574.11  | US\$2,574.11  |
| 1.00    | CAY - MAINT | GL w/ Reporting & Project Tracking   | US\$7,432.69  | US\$7,432.69  |
| 1.00    | CAY - MAINT | Human resources / Benefit Tracking   | US\$11,261.66 | US\$11,261.66 |
| 1.00    | CAY - MAINT | Inventory/Bill of Materials  | US\$2,574.11  | US\$2,574.11  |
| 1.00    | CAY - MAINT | Job Costing  | US\$3,861.13  | US\$3,861.13  |
| 1.00    | CAY - MAINT | Payroll  | US\$8,044.02  | US\$8,044.02  |
| 1.00    | CAY - MAINT | Purchase Orders  | US\$5,743.45  | US\$5,743.45  |

Please note that the payment is due on or before the maintenance period start date. Therefore, please allow at least 10 business days prior to the due date to mail your payment.

Invoice Questions? Please call Sharon Baker at 613-226-5511 ext 2031 OR e-mail SBaker2@harriscomputer.com

|                |                      |
|----------------|----------------------|
| Subtotal       | US\$66,444.58        |
| Misc           | US\$0.00             |
| Tax            | US\$0.00             |
| Freight        | US\$0.00             |
| Trade Discount | US\$0.00             |
| <b>Total</b>   | <b>US\$66,444.58</b> |



City of Jackson, MS  
353 South Congress  
Jackson, MS 39201

To whom it may concern,

Please find below Cayenta's statement regarding sole source provision for Development and Professional Services.

#### Sole Source Provider

For the purposes of software Development and Professional Services, Cayenta is the sole supplier of software Development, Professional Services, Maintenance and Support for all of its software products. The Cayenta software includes the modules that the City of Jackson, MS currently utilizes. Cayenta retains the sole rights to the source code for the Cayenta FMS software. Cayenta does not outsource, nor authorize third parties to implement, develop, or provide services for Cayenta software.

Kind regards,

Kimberly Siller  
Senior Account Manager

# CITY COUNCIL AGENDA ITEM 10 POINT DATA SHEET

10-11-2016

DATE

OFFICE OF THE CITY CLERK  
 11/5/2014

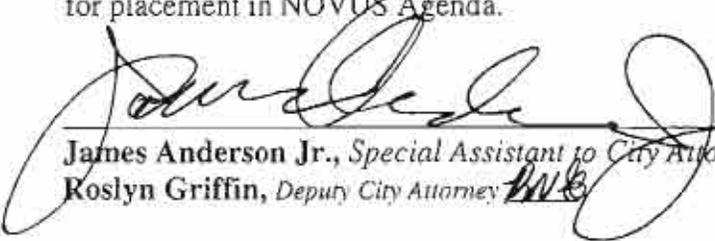
| POINTS |   | COMMENTS   |
|--------|---|--|
| 1.     | <b>Brief Description</b>  | Annual Maintenance renewal for the Cayenta software.   |
| 2.     | <b>Public Policy Initiative</b><br>1. Youth & Education<br>2. Crime Prevention<br>3. Changes in City Government<br>4. Neighborhood Enhancement<br>5. Economic Development<br>6. Infrastructure and Transportation<br>7. Quality of Life | Changes in City Government   |
| 3.     | <b>Who will be affected</b>   | All Departments  |
| 4.     | <b>Benefits</b>   | Cayenta, a division of Harris Computer Corporation "Cayenta", will continue to provide maintenance support for the "JIM" financial software.   |
| 5.     | <b>Schedule (beginning date)</b>  | Final date of execution by both parties.   |
| 6.     | <b>Location:</b><br>• WARD<br><br>• CITYWIDE (yes or no) (area)<br><br>• Project limits if applicable   | Citywide   |
| 7.     | <b>Action implemented by:</b><br>• City Department <input type="checkbox"/><br>• Consultant <input type="checkbox"/>  | City Department  |
| 8.     | <b>COST</b>   | \$66,444.58  |
| 9.     | <b>Source of Funding</b><br>• General Fund <input type="checkbox"/><br>• Grant <input type="checkbox"/><br>• Bond <input type="checkbox"/><br>• Other <input type="checkbox"/>  | Account # 001-40610-6464   |
| 10.    | <b>EBO participation</b>  | ABE _____ %      WAIVER    yes _____ no _____      N/A _____<br>AABE _____ %      WAIVER    yes _____ no _____      N/A _____<br>WBE _____ %      WAIVER    yes _____ no _____      N/A _____<br>HBE _____ %      WAIVER    yes _____ no _____      N/A _____<br>NABE _____ %      WAIVER    yes _____ no _____      N/A _____ |

Office of the City Attorney

455 East Capitol Street  
Post Office Box 2779  
Jackson, Mississippi 39207-2779  
Telephone: (601) 960-1799  
Facsimile: (601) 960-1756

## OFFICE OF THE CITY ATTORNEY

THIS ORDER AUTHORIZING THE MAYOR TO EXECUTE AN AGREEMENT WITH CAYENTA, WHICH IS A DIVISION OF HARRIS COMPUTER CORPORATION FOR THE PURCHASE OF A MAINTENANCE AGREEMENT FOR THE CITY OF JACKSON'S CAYENTA "JIMS" FINANCIAL SOFTWARE SYSTEM is legally sufficient for placement in NOVUS Agenda.

  
James Anderson Jr., *Special Assistant to City Attorney*  
Roslyn Griffin, *Deputy City Attorney*

11-4-14  
DATE

OFFICE OF THE CITY ATTORNEY  
*B. Dur*  
~~11/2/2016~~

**ORDER AUTHORIZING THE MAYOR TO EXECUTE AN AMENDMENT TO AGREEMENT WITH NEW CINGULAR WIRELESS PCS, LLC, A DELAWARE LIMITED LIABILITY COMPANY, FOR THE INSTALLATION OF LTE TECHNOLOGY TO A CERTAIN ANTENNA SITE**

**WHEREAS**, the City of Jackson has twenty (20) antenna site license agreements with New Cingular Wireless; and,

**WHEREAS**, New Cingular Wireless has indicated that it would like to add LTE technology to the following antenna site:

Cooper Road

**WHEREAS**, installing the equipment at the above-referenced site will result in an increase of New Cingular Wireless' rental payment as follows:

Cooper Road                      \$87.00

**WHEREAS**, the LTE Technology is designed to improve bandwidth available for receiving and transmitting data services; and,

**WHEREAS**, New Cingular Wireless desires to add three (3) additional five (5) year renewal terms to the same antenna site:

Cooper Road

**IT IS HEREBY ORDERED** that the Mayor be authorized to execute an amendment with New Cingular Wireless, PCS, LLC, a Delaware Limited Liability Company, for the installation of LTE Technology and additional terms to the above-referenced site.

#28

CITY COUNCIL AGENDA ITEM 10 POINT DATA SHEET

10/25/2016  
DATE

| POINTS |  | COMMENTS  |   |   |                       |
|--------|--|---|---|---|-----------------------|
| 1.     | <b>Brief Description/Purpose</b>   | AT&T desires to amend previously executed amendment.  |   |   |                       |
| 2.     | <b>Purpose</b>   | To allow AT&T to add LTE 4G equipment and extend rental terms for one tower site.                 |   |   |                       |
| 3.     | <b>Who will be affected</b>  | All City Departments  |   |   |                       |
| 4.     | <b>Benefits</b>  | Enhance Cellular Service to the citizens of Jackson and increase revenue for the City of Jackson. |   |   |                       |
| 5.     | <b>Schedule (beginning date)</b>   | Upon Execution  |   |   |                       |
| 6.     | <b>Location:</b><br>▪ <b>WARD</b><br><br>▪ <b>CITYWIDE (yes or no) (area)</b><br><br>▪ <b>Project limits if applicable</b>   | CITYWIDE  |   |   |                       |
| 7.     | <b>Action implemented by:</b><br>▪ <b>City Department</b> <input type="checkbox"/><br>▪ <b>Consultant</b> <input type="checkbox"/>   | Department of Administration, Telecommunications Division   |   |   |                       |
| 8.     | <b>COST</b>  | There are no costs associated with this Order.  |   |   |                       |
| 9.     | <b>Source of Funding</b><br>▪ <b>General Fund</b> <input type="checkbox"/><br>▪ <b>Grant</b> <input type="checkbox"/><br>▪ <b>Bond</b> <input type="checkbox"/><br>▪ <b>Other</b> <input type="checkbox"/> | N/A   |   |   |                       |
| 10.    | <b>EBO participation</b>   | ABE _____ %<br>AABE _____ %<br>WBE _____ %<br>HBE _____ %<br>NABE _____ %                         | WAIVER yes _____ no _____<br>WAIVER yes _____ no _____<br>WAIVER yes _____ no _____<br>WAIVER yes _____ no _____<br>WAIVER yes _____ no _____ | N/A _____<br>N/A _____<br>N/A _____<br>N/A _____<br>N/A _____ | X<br>X<br>X<br>X<br>X |



## MEMORANDUM

**TO:** Mayor Tony Yarber

**FROM:** Michelle Battee-Day  
Interim Director of Administration

**DATE:** October 25, 2016

**RE:** New Cingular Wireless Amendment to Install LTE 4G Technology to a certain Tower Site and Extension of Rental Term

---

New Cingular Wireless would like to install new equipment to the following City of Jackson Tower Site located on Cooper Road. The new equipment will improve cellular service by providing increased bandwidth for subscribers.

Granting New Cingular Wireless permission to install the new equipment will allow the City of Jackson to generate additional revenue in the amount of One Thousand and Forty Four Dollars annually

New Cingular Wireless is also requesting three (3) additional rental terms of five (5) years each for the this location.

Based on the above, the Telecommunications Division recommends entering into an amendment with New Cingular Wireless allowing them to install new equipment and extend rental terms to the above-referenced site.

Office of the City Attorney

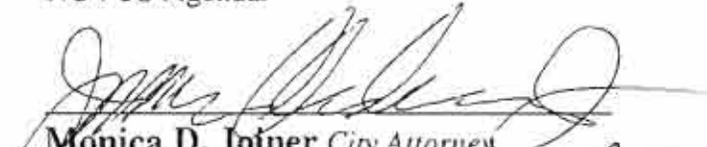
455 East Capitol Street  
Post Office Box 2779  
Jackson, Mississippi 39207-2779  
Telephone: (601) 960-1799  
Facsimile: (601) 960-1756

## OFFICE OF THE CITY ATTORNEY

---

This ORDER AUTHORIZING THE MAYOR TO EXECUTE AN AMENDMENT TO AN AGREEMENT WITH NEW CINGULAR WIRELESS PCS, LLC, A DELAWARE LIMITED LIABILITY COMPANY, FOR THE INSTALLATION OF LTE TECHNOLOGY TO A CERTAIN ANTENNA SITE is legally sufficient for placement in NOVUS Agenda.

OFFICE OF THE CITY ATTORNEY  
11/2/14  
M. D. Joiner  
R. Griffin

  
Monica D. Joiner City Attorney  
Roslyn Griffin, Deputy City Attorney 

11-2-14  
DATE

**ORDER AUTHORIZING MAYOR TO EXECUTE AGREEMENTS  
WITH B2GNOW/ASKREPLY, INC., FOR THE MAINTENANCE  
FOR THE B2GNOW SYSTEM.**

OFFICE OF THE CITY ATTORNEY  
B. B. B. B.  
11/2/16

**WHEREAS**, on September 2015, the City of Jackson purchased the B2Gnow system from B2Gnow/AskReply, Inc; and

**WHEREAS**, the referenced system is used to support the City's Minority Business Community; and

**WHEREAS**, it is a cloud based system that provides Minority Business Enterprise Certification, application status, contract monitoring, contract compliance, and event management; and

**WHEREAS**, the City has implemented the new system; and

**WHEREAS**, the current maintenance expired on August 31, 2016; and

**WHEREAS**, B2Gnow/AskReply, Inc., has proposed a one-year maintenance agreement that covers the B2Gnow system; and

**WHEREAS**, maintenance needs for the B2Gnow system have been analyzed and execution of a maintenance agreement for the B2GNow system is recommended.

**IT IS, THEREFORE, ORDERED** that the Mayor be authorized to execute agreements with B2Gnow/AskReply, Inc., to provide maintenance for the B2Gnow system, said maintenance being provided at a cost of \$18,563.00 for the period beginning on the last date of execution by both parties through August 31, 2017.

#29



## MEMORANDUM

**TO:** Mayor Tony T. Yarber

**FROM:** Michelle Battee-Day *MBD*  
Interim Director of Administration

**DATE:** October 26, 2016

**RE:** B2Gnow Maintenance

---

The City of Jackson purchased B2Gnow software from B2Gnow/AskReply, Inc., for Minority Business Community. This system allows our Minority Business Community to apply for and/or renew their City of Jackson Minority Business Enterprise certification and review the status of a recently submitted application. In addition, the software provides the administration the ability to do contract monitoring, contract compliance, event management, and other invaluable programs. It is a cloud based system.

The current maintenance agreements expired on August 31, 2016. The cost of renewal is \$18,563.00. The new maintenance agreement will expire on August 31, 2017.

Based on the above, the Information Systems Division recommends that the B2Gnow maintenance agreement be renewed. This quote is from B2Gnow/AskReply, Inc.; and B2Gnow/AskReply, Inc., is the sole source of this software.

MBD/rb



**1. System Service Fee (annual)**

| <u>Description</u>                               | <u>Quantity</u> | <u>Rate</u> | <u>Amount</u> |
|--|-----------------|-------------|---------------|
| B2Gnow System Annual Service Fee                 | 1               | \$18,563.00 | \$18,563.00   |
| Baseline System                                  |                 |             |               |
| Vendor Management Module                         |                 |             |               |
| Outreach and Event Management Module             |                 |             |               |
| Contracts Module                                 |                 |             |               |
| Certification Module                             |                 |             |               |
| Migration of active contracts and certifications |                 |             |               |
| Sept 1, 2016 through August 31, 2017             |                 |             |               |

**2. Terms**

- Pricing is effective for 60 days from proposal date.
- Annual fee is invoiced upon contract initiation and annually thereafter.
- Implementation fee is invoiced 50% at kick-off and 50% upon completion.
- Custom work is billed Net 30 upon completion.
- Annual fee is fixed for the term of the initial contract.
- Travel and other out-of-pocket expenses are invoiced Net 30 at actual cost.

**3. Contact**

B2Gnow  
Frank Begalke  
feb@b2gnow.com  
(602)325-9277

**4. Company Information**

Ask Reply Inc. dba B2Gnow  
3225 N. Central Avenue, Suite 120  
Phoenix, AZ 85012  
602 325-9277



3225 N. Central Avenue, Suite 120  
Phoenix, AZ 85012  
Voice: 602-315-9277  
Fax: 602-892-2913

June 17, 2016

City of Jackson  
P.O. Box 17  
Jackson, MS 39201

This letter is to confirm for City of Jackson that AskReply Inc. dba B2Gnow is the sole and singular source through which to purchase the B2Gnow Diversity Management Software.

Best regards,

A handwritten signature in black ink that reads 'Frank Begalke'. The signature is written in a cursive, flowing style.

Frank Begalke  
Chief Operating Officer  
AskReply, Inc. (dba B2Gnow)

CITY COUNCIL AGENDA ITEM 10 POINT DATA SHEET

10-18-2016

DATE

(as revised 3/6/01)

THE CITY ATTORNEY  
11/3/2016

| POINTS  | COMMENTS   |        |         |        |     |     |     |          |     |          |      |         |        |     |     |    |     |     |          |     |         |        |     |     |    |     |     |          |     |         |        |     |     |    |     |     |          |      |         |        |     |     |    |     |     |          |
|---|--|--------|---------|--------|-----|-----|-----|----------|-----|----------|------|---------|--------|-----|-----|----|-----|-----|----------|-----|---------|--------|-----|-----|----|-----|-----|----------|-----|---------|--------|-----|-----|----|-----|-----|----------|------|---------|--------|-----|-----|----|-----|-----|----------|
| 1. <b>Brief Description</b>   | B2GNow Support Renewal for our B2GNow software.  |        |         |        |     |     |     |          |     |          |      |         |        |     |     |    |     |     |          |     |         |        |     |     |    |     |     |          |     |         |        |     |     |    |     |     |          |      |         |        |     |     |    |     |     |          |
| 2. <b>Purpose</b>   | Contract with B2GNow/AskReply, Inc. for continuing B2GNow support for our B2GNow system support.   |        |         |        |     |     |     |          |     |          |      |         |        |     |     |    |     |     |          |     |         |        |     |     |    |     |     |          |     |         |        |     |     |    |     |     |          |      |         |        |     |     |    |     |     |          |
| 3. <b>Who will be affected</b>  | All Departments  |        |         |        |     |     |     |          |     |          |      |         |        |     |     |    |     |     |          |     |         |        |     |     |    |     |     |          |     |         |        |     |     |    |     |     |          |      |         |        |     |     |    |     |     |          |
| 4. <b>Benefits</b>  | This contract will provide continuing support for our B2GNow.  |        |         |        |     |     |     |          |     |          |      |         |        |     |     |    |     |     |          |     |         |        |     |     |    |     |     |          |     |         |        |     |     |    |     |     |          |      |         |        |     |     |    |     |     |          |
| 5. <b>Schedule (beginning date)</b>   | September 1, 2016  |        |         |        |     |     |     |          |     |          |      |         |        |     |     |    |     |     |          |     |         |        |     |     |    |     |     |          |     |         |        |     |     |    |     |     |          |      |         |        |     |     |    |     |     |          |
| 6. <b>Location:</b><br>▪ <b>WARD</b><br>▪ <b>CITYWIDE (yes or no) (area)</b><br>▪ <b>Project limits if applicable</b>   | Citywide   |        |         |        |     |     |     |          |     |          |      |         |        |     |     |    |     |     |          |     |         |        |     |     |    |     |     |          |     |         |        |     |     |    |     |     |          |      |         |        |     |     |    |     |     |          |
| 7. <b>Action implemented by:</b><br>▪ <b>City Department</b> <input type="checkbox"/><br>▪ <b>Consultant</b> <input type="checkbox"/>   | City Department  |        |         |        |     |     |     |          |     |          |      |         |        |     |     |    |     |     |          |     |         |        |     |     |    |     |     |          |     |         |        |     |     |    |     |     |          |      |         |        |     |     |    |     |     |          |
| 8. <b>COST</b>  | \$18,563.00  |        |         |        |     |     |     |          |     |          |      |         |        |     |     |    |     |     |          |     |         |        |     |     |    |     |     |          |     |         |        |     |     |    |     |     |          |      |         |        |     |     |    |     |     |          |
| 9. <b>Source of Funding</b><br>▪ <b>General Fund</b> <input type="checkbox"/><br>▪ <b>Grant</b> <input type="checkbox"/><br>▪ <b>Bond</b> <input type="checkbox"/><br>▪ <b>Other</b> <input type="checkbox"/> | Account # 004-90400-6464   |        |         |        |     |     |     |          |     |          |      |         |        |     |     |    |     |     |          |     |         |        |     |     |    |     |     |          |     |         |        |     |     |    |     |     |          |      |         |        |     |     |    |     |     |          |
| 10. <b>EBO participation</b>  | <table border="0"> <tr> <td>ABE</td> <td>_____ %</td> <td>WAIVER</td> <td>yes</td> <td>___</td> <td>no</td> <td>___</td> <td>N/A</td> <td><u>X</u></td> </tr> <tr> <td>AABE</td> <td>_____ %</td> <td>WAIVER</td> <td>yes</td> <td>___</td> <td>no</td> <td>___</td> <td>N/A</td> <td><u>X</u></td> </tr> <tr> <td>WBE</td> <td>_____ %</td> <td>WAIVER</td> <td>yes</td> <td>___</td> <td>no</td> <td>___</td> <td>N/A</td> <td><u>X</u></td> </tr> <tr> <td>HBE</td> <td>_____ %</td> <td>WAIVER</td> <td>yes</td> <td>___</td> <td>no</td> <td>___</td> <td>N/A</td> <td><u>X</u></td> </tr> <tr> <td>NABE</td> <td>_____ %</td> <td>WAIVER</td> <td>yes</td> <td>___</td> <td>no</td> <td>___</td> <td>N/A</td> <td><u>X</u></td> </tr> </table> | ABE    | _____ % | WAIVER | yes | ___ | no  | ___      | N/A | <u>X</u> | AABE | _____ % | WAIVER | yes | ___ | no | ___ | N/A | <u>X</u> | WBE | _____ % | WAIVER | yes | ___ | no | ___ | N/A | <u>X</u> | HBE | _____ % | WAIVER | yes | ___ | no | ___ | N/A | <u>X</u> | NABE | _____ % | WAIVER | yes | ___ | no | ___ | N/A | <u>X</u> |
| ABE   | _____ %  | WAIVER | yes     | ___    | no  | ___ | N/A | <u>X</u> |     |          |      |         |        |     |     |    |     |     |          |     |         |        |     |     |    |     |     |          |     |         |        |     |     |    |     |     |          |      |         |        |     |     |    |     |     |          |
| AABE  | _____ %  | WAIVER | yes     | ___    | no  | ___ | N/A | <u>X</u> |     |          |      |         |        |     |     |    |     |     |          |     |         |        |     |     |    |     |     |          |     |         |        |     |     |    |     |     |          |      |         |        |     |     |    |     |     |          |
| WBE   | _____ %  | WAIVER | yes     | ___    | no  | ___ | N/A | <u>X</u> |     |          |      |         |        |     |     |    |     |     |          |     |         |        |     |     |    |     |     |          |     |         |        |     |     |    |     |     |          |      |         |        |     |     |    |     |     |          |
| HBE   | _____ %  | WAIVER | yes     | ___    | no  | ___ | N/A | <u>X</u> |     |          |      |         |        |     |     |    |     |     |          |     |         |        |     |     |    |     |     |          |     |         |        |     |     |    |     |     |          |      |         |        |     |     |    |     |     |          |
| NABE  | _____ %  | WAIVER | yes     | ___    | no  | ___ | N/A | <u>X</u> |     |          |      |         |        |     |     |    |     |     |          |     |         |        |     |     |    |     |     |          |     |         |        |     |     |    |     |     |          |      |         |        |     |     |    |     |     |          |

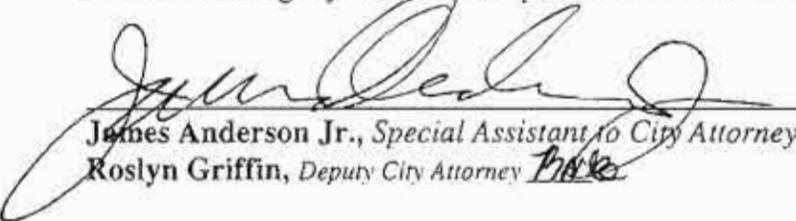
Office of the City Attorney

455 East Capitol Street  
Post Office Box 2779  
Jackson, Mississippi 39207-2779  
Telephone: (601) 960-1799  
Facsimile: (601) 960-1756

## OFFICE OF THE CITY ATTORNEY

---

THIS ORDER AUTHORIZING THE MAYOR TO EXECUTE AGREEMENTS WITH B2GNOW/ASKREPLY, INC., FOR THE MAINTENANCE FOR THE B2GNOW SYSTEM is legally sufficient for placement in NOVUS Agenda.

  
James Anderson Jr., Special Assistant to City Attorney  
Roslyn Griffin, Deputy City Attorney *hake*

*11-4-16*  
DATE

OFFICE OF THE CITY ATTORNEY  
*11/3/2016*

OFFICE OF THE CITY ATTORNEY  
11-12-11

**ORDER AUTHORIZING THE TRANSFER OF FUNDS FROM OTHER PROFESSIONAL SERVICES TO MISC. NON AUTO EQUIPMENT FOR THE PURCHASE OF ICE MACHINES.**

**WHEREAS**, the City of Jackson Fire Department is in need of Ice Machines

**WHEREAS**, the present City of Jackson Fire Department has identified funds to cover the cost of Ice Machines for Fire Stations 5, 7 and 23

**IT IS, HEREBY, ORDERED** that the funds in the amount of \$10,000 be transferred from Other Professional Services Account number 001.441.20.6419 to Misc. Non Auto Equipment Account number 001.441.70.6865

**IT IS FURTHERED ORDERED** that the transfer of funds be used to purchase Ice Machines

Item No. 30

Agenda Date: \_\_\_\_\_

By: Yarber, Simpson

CITY COUNCIL AGENDA ITEM 10 POINT DATA SHEET

Oct. 6, 2016

DATE

| POINTS   | COMMENTS   |
|--|--|
| 1. <b>Brief Description/Purpose</b>  | ORDER AUTHORIZING THE TRANSFER OF FUNDS FROM OTHER PROFESSIONAL SERVICES TO MISC. NON AUTO EQUIPMENT FOR THE PURCHASE OF ICE MACHINES.   |
| 2. <b>Public Policy Initiative</b><br>1. Youth & Education<br>2. Crime Prevention<br>3. Changes in City Government<br>4. Neighborhood Enhancement<br>5. Economic Development<br>6. Infrastructure and Transportation<br>7. Quality of Life | Quality of Life  |
| 3. <b>Who will be affected</b>   | City of Jackson Fire Department  |
| 4. <b>Benefits</b>   | City of Jackson Fire Department  |
| 5. <b>Schedule (beginning date)</b>  | As soon as possible  |
| 6. <b>Location:</b><br>* <b>WARD</b><br><br>* <b>CITYWIDE (yes or no) (area)</b><br><br>* <b>Project limits if applicable</b>  | ALL WARDS<br><br>CITY WIDE   |
| 7. <b>Action implemented by:</b><br>* <b>City Department</b> <input type="checkbox"/><br>* <b>Consultant</b> <input type="checkbox"/>  | Jackson Fire Department  |
| 8. <b>COST</b>   | NA   |
| 9. <b>Source of Funding</b><br>* <b>General Fund</b> <input type="checkbox"/><br>* <b>Grant</b> <input type="checkbox"/><br>* <b>Bond</b> <input type="checkbox"/><br>* <b>Other</b> <input type="checkbox"/>                              | The funds in the amount of \$10,000 are transferred from Other Professional Services Account number 001.441.20.6419 to Misc. Non Auto Equipment Account number 001.441.70.6865   |
| 10. <b>EBO participation</b>   | ADE _____ %      WAIVER    yes ___ no ___      N/A _____<br>AABE _____ %      WAIVER    yes ___ no ___      N/A _____<br>WBE _____ %      WAIVER    yes ___ no ___      N/A _____<br>HBE _____ %      WAIVER    yes ___ no ___      N/A _____<br>NABE _____ %      WAIVER    yes ___ no ___      N/A _____ |

## MEMORANDUM

**To:** Tony T. Yarber, Mayor City of Jackson  
**From:** R.D. Simpson, Chief of Fire Department  
**Subject:** Transfer Funds from one account to another account  
**Date:** October 6, 2016

---

The Jackson Fire Department is requesting permission to transfer funds in the amount of \$10,000 from Other Professional Services Account number 001.441.20.6419 to Misc. Non Auto Equipment Account number 001.441.70.6865 to cover the purchase of Ice Machines for Fire Stations 5, 17 and 23.

We respectfully request your signature approving the document contained herein. Should you have any questions or concerns, please do not hesitate to contact me.

Office of the City Attorney

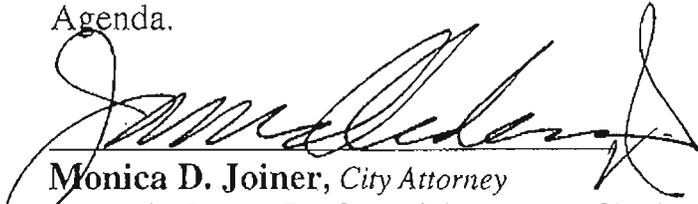
455 East Capitol Street  
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Telephone: (601) 960-1799  
Facsimile: (601) 960-1756

## OFFICE OF THE CITY ATTORNEY

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OFFICE OF THE CITY ATTORNEY  
10/12/16

This ORDER AUTHORIZING THE TRANSFER OF FUNDS FROM OTHER PROFESSIONAL SERVICES TO MISC. NONE AUTO EQUIPMENT FOR THE PURCHASE OF ICE MACHINES is legally sufficient for placement in NOVUS Agenda.

  
\_\_\_\_\_  
Monica D. Joiner, City Attorney  
James Anderson Jr., Special Assistant to City Attorney\_\_\_\_\_

10/12/16  
\_\_\_\_\_  
DATE

OFFICE OF THE CITY ATTORNEY  
10/24/16

**ORDER AUTHORIZING THE MAYOR TO EXECUTE A FORTY EIGHT (48) MONTH RENTAL AGREEMENT WITH ADVANTAGE BUSINESS SYSTEMS FOR A BIZHUB 454e DIGITAL COPIER/PRINTER TO BE USED BY THE JACKSON FIRE DEPARTMENT, FIRE TRAINING ACADEMY**

**WHEREAS**, the City of Jackson, Mississippi, desires to enter into a 48-month rental agreement for a Bizhub 454e Digital Copier/Printer to be housed in the Fire Training Academy of the Jackson Fire Department; and

**WHEREAS**, Advantage Business System, provides through, state contract 5-600-13963, a Bizhub 454e Digital Copier/Printer

**IT IS HEREBY ORDERED**, that the Mayor be authorized to execute the necessary documents with Advantage Business Systems, providing for a 48-month rental of a Bizhub 454e Digital Copier/Printer, at a cost of \$149.00 per month and \$.0075 per black and white copy, which includes, all labor, parts, toner, developer, drums and travel. Paper and staples are not included.

**IT IS FURTHER ORDERED** that payment for said rental be made from the General Fund.

**APPROVED FOR AGENDA:**

|                              | Initials | Date            |
|------------------------------|----------|-----------------|
| PURCHASING MANAGER           | _____    | _____           |
| DIRECTOR                     | _____    | _____           |
| FINANCE                      | _____    | _____           |
| BUDGETED: YES _____ NO _____ | _____    | 001-441-40-6514 |
| EBO                          | _____    | _____           |
| LEGAL                        | _____    | _____           |
| CAO                          | _____    | _____           |
| MAYOR'S OFFICE               | _____    | _____           |

ITEM # 31

AGENDA DATE: \_\_\_\_\_  
BY: SIMPSON, YARBER

**CITY COUNCIL AGENDA ITEM 10 POINT DATA SHEET**

**October 20, 2016**  
DATE

| <b>POINTS</b> |   | <b>COMMENTS</b>  |   |   |                                 |
|---------------|---|--|---|---|---------------------------------|
| 1.            | <b>Brief Description</b>  | Konica Minolta Bizhub 454eCopier/Printer                                     |   |   |                                 |
| 2.            | <b>Public Policy Initiative</b><br>1. Youth & Education<br>2. Crime Prevention<br>3. Changes in City Government<br>4. Neighborhood Enhancement<br>5. Economic Development<br>6. Infrastructure and Transportation<br>7. Quality of Life | 3,5,7  |   |   |                                 |
| 3.            | <b>Who will be affected</b>   | Citizens of Jackson and the metro area                                       |   |   |                                 |
| 4.            | <b>Benefits</b>   | To enhance efficiency and work productivity                                  |   |   |                                 |
| 5.            | <b>Schedule (beginning date)</b>  | Delivery upon Council approval   |   |   |                                 |
| 6.            | <b>Location:</b><br>• WARD<br><br>• CITYWIDE (yes or no) (area)<br><br>• Project limits if applicable   | Materials copied will be used throughout the City of Jackson and metro area. |   |   |                                 |
| 7.            | <b>Action implemented by:</b><br>• City Department <input checked="" type="checkbox"/><br>• Consultant <input type="checkbox"/>   | The Jackson Fire Department  |   |   |                                 |
| 8.            | <b>COST</b>   | 48 month rental @ \$149.00 monthly (B/W @ \$0.0075 per page)                 |   |   |                                 |
| 9.            | <b>Source of Funding</b><br>• General Fund <input type="checkbox"/><br>• Grant <input type="checkbox"/><br>• Bond <input type="checkbox"/><br>• Other <input type="checkbox"/>  | 001441406514   |   |   |                                 |
| 10.           | <b>EBO participation</b>  | ABE _____ %<br>AABE _____ %<br>WBE _____ %<br>HBE _____ %<br>NABE _____ %    | WAIVER yes ___ no ___<br>WAIVER yes ___ no ___<br>WAIVER yes ___ no ___<br>WAIVER yes ___ no ___<br>WAIVER yes ___ no ___ | N/A ___<br>N/A ___<br>N/A ___<br>N/A ___<br>N/A ___ | ___<br>___<br>___<br>___<br>___ |

Jackson Fire Department



555 South West Street  
Post Office Box 17  
Jackson, Mississippi 39205-0017

## MEMORANDUM

**TO:** Tony T. Yarber, Mayor

**FROM:** R.D. Simpson, Fire Chief

*RD Simpson*

**DATE:** October 20, 2016

**RE:** Request for Copier Rental

---

The Jackson Fire Department Training Academy copier contract will soon expire on their current copier; therefore, we are requesting an upgrade of the current machine. This upgrade will be both cost efficient and work productive in this division. We have decided to use Advantage Business Systems who has provided us with the most affordable price. The lease option is 48-months @ \$149.00 per month which includes the upgrade to Bizhub 454e Digital Copier/Printer. Maintenance support covers all labor, parts, toner, developer, drums & travel @ \$.0075 per b/w page. Paper and staples are not included.

Your approval is requested and if you have questions, please let us know.

Attachments

RS/ae

Office of the City Attorney

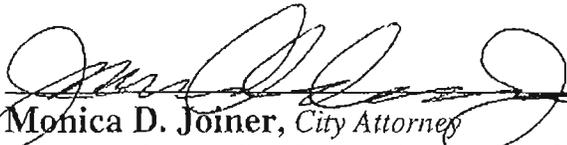
455 East Capitol Street  
Post Office Box 2779  
Jackson, Mississippi 39207-2779  
Telephone: (601) 960-1799  
Facsimile: (601) 960-1756

OFFICE OF THE CITY ATTORNEY  
JAS 10/29/16

## OFFICE OF THE CITY ATTORNEY

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This ORDER AUTHORIZING MAYOR TO EXECUTE A 48-MONTH RENTAL AGREEMENT WITH ADVANTAGE BUSINESS SYSTEMS COMPANY FOR A KONICA MINOLTA BIZHUB C368 DIGITAL COLOR SYSTEM TO BE USED BY INFORMATION SYSTEMS DIVISION is legally sufficient for placement in NOVUS Agenda.



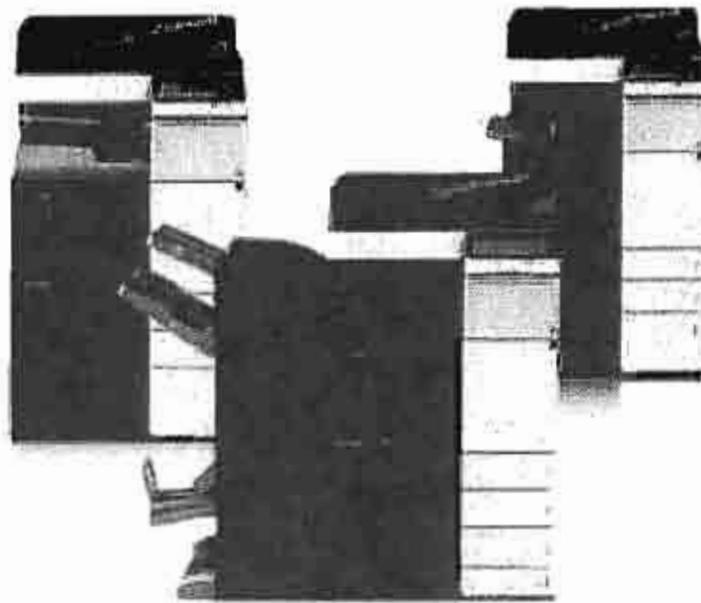
Monica D. Joiner, *City Attorney*

James Anderson Jr., *Special Assistant to City Attorney* \_\_\_\_\_

10-29-16

DATE

# **Proposal for:** City of Jackson Fire Dept.



**Advantage Business Systems**

5442 Executive Place  
Jackson, MS 39206

Donna May (601)317-4298

September 13, 2016

City of Jackson Fire Dept.  
4625 N State St  
Jackson, MS 39201

Enclosed please find the information on the Konica Minolta Bizhub 454e B/W Copier. I have put into the proposal an offer that has been given to us by our manufacturer for use for State of MS. I hope that you are able to take advantage of this pricing that has been offered to us.

We look forward to offering you the finest service available. We believe Konica Minolta quality products, blended with our excellent service, are the foundation for a successful partnership.

Thanks again for the opportunity,

Sincerely,



Donna May  
Senior Account Executive  
Advantage Business Systems

# Konica Minolta Overview

Konica Minolta Business Solutions U.S.A., Inc. (KMBS) is a wholly owned subsidiary of Konica Minolta Holdings, Inc., formed through the merger of Konica, Inc. and Minolta Co., Ltd. With more than 200 years of combined experience, Konica Minolta is building on a long and rich history of developing innovative imaging technologies and bringing new products to market. It is a company that continues to create fresh new impressions in the field of imaging by mobilizing its core competencies in optics, printing and copying, scanning and software to create these products and services.

Headquartered in Ramsey, New Jersey, KMBS provides its customers with complete solutions to efficiently create, reproduce, share and manage document-based information. The company provides the essentials of Imaging to companies and organizations ranging from small office/home office to workgroups and departments and to large production operations. Its technologically advanced line of products and services include:

- A complete line of high-speed, high-volume document systems, up to 170 ppm and 1.25 million impressions per month.
- A full line of superior quality color imaging systems for corporate, graphics arts and production environments.
- A wide range of multifunctional workgroup and departmental document systems and facsimile machines with advanced functionality such as network scanning and Internet faxing.
- Software solutions designed to bridge the gap between computers and document systems, offering capabilities from easy scan-to-file to automated document manipulation to total workflow process solutions.
- Desktop monochrome and color laser printing systems.
- Professional services for infrastructure management and document process streamlining.
- Advanced scanning and micrographics systems for document imaging.
- World-class sales, service and support through an extensive network of direct sales offices, authorized dealers, resellers and distributors in the United States, Canada, Mexico, Central America and South America.

## Advantage Business Systems Overview

**Advantage Business Systems was founded in 1976 by Tom Day. Since its inception, Advantage Business Systems has grown rapidly to become one of the premier office equipment suppliers in Central Mississippi. The fast growth is attributed to all of our people being dedicated to providing the finest customer service and representing the innovative digital technologies that Minolta offers.**

**Our dedication to service is exemplified by our multiple Pro-Tech service awards we have earned and the loyalty of thousands of customers in the metro area.**

**The service we provide is backed by our Performance Uptime Guarantee, which insures that your equipment is as productive as possible.**

**We are excited to have the opportunity to serve your company's document management needs now and into the future.**

# PROPOSED CONFIGURATION

The following Minolta Bizhub 454e Digital Color System provides these features:

- 45 ppm b/w
- 200,000 sheet monthly duty cycle
- 1800 x 600dpi scanning
- Warm up time of less than 25 seconds
- 2 X 500 sheet universal cassette and 150 sheet Intelligent bypass
- Polymerized toner system
- Standard and custom paper size support up to 11" x 17"
- 9" Touch and Swipe Control Panel
- Network Printing
- Network Scanning
- Box Functionality
- Print to/from USB
- PageScope Mobile Print Application (from iPod, iPhone, and iPad or Android device) \*



48 Month Rental  
Lease:  
\$149.00

\*Wi-Fi required for PageScope Mobile.

# Maintenance

## Maintenance Program includes:

- All toner cartridges
- All other consumables except paper & staples
- All parts, drums, labor and service calls
- Preventative maintenance procedures
- Unlimited on-site customer training

**B/W Copies billed @ .0075**

*(based on single sided, letter sized image)*



OFFICE OF THE CITY ATTORNEY  
1/27/16

**ORDER AUTHORIZING THE MAYOR TO ENTER INTO MEMORANDUM OF UNDERSTANDING BETWEEN THE JACKSON PUBLIC SCHOOL DISTRICT AND THE CITY OF JACKSON FOR THE JACKSON POLICE DEPARTMENT TO PROVIDE SECURITY AT DESIGNATED JACKSON PUBLIC SCHOOL DISTRICT ATHLETIC AND SOCIAL EVENTS**

**WHEREAS**, the City of Jackson has a long standing agreement with the Jackson Public School District ("JPS") to provide trained police officers as security at designated athletic and social events; and

**WHEREAS**, in the past the parties hereto have executed a document titled "Memorandum of Understanding Between Jackson Public School District and the City of Jackson, Mississippi and its Police Department, "hereinafter referred to as "MOU"; and

**WHEREAS**, pursuant to the MOU, JPS agrees to pay to the City of Jackson for all police officers and supervisors who provide security services at designated athletic and social events as follows: for all services rendered by the officers and/or supervisors, pursuant to their salary ranges, inclusive of any overtime due or fringe benefits, shall not exceed the sum of One Hundred Five Thousand Dollars and No Cents (\$105,000.00) for the term of the September 2016 to September 2017 agreement.

**IT IS HEREBY ORDERED** that the Mayor of the City of Jackson is authorized to enter into the herein-described Memorandum of Understanding between the City of Jackson, Mississippi and the Jackson Public School District wherein JPS pays to the City of Jackson, for police security services at designated athletic and social events, at the salary ranges of the officers and/ or supervisors utilized, inclusive of fringe benefits costs, plus any overtime costs incurred by the City of Jackson Police Department, with the cost to JPS not to exceed One Hundred Five Thousand Dollars and No Cents (\$105,000.00).

**IT IS FURTHER ORDERED** that the Mayor, or his designee, be authorized to execute any and all documents necessary to facilitate the terms of the herein-described Memorandum of Understanding.

**APPROVED FOR AGENDA:**

Agenda date 32  
Agenda item# \_\_\_\_\_  
By: VANCE, YARBER

CITY COUNCIL AGENDA ITEM 10 POINT DATA SHEET

October 27, 2016  
DATE

| POINTS |   | COMMENTS  |   |  |  |
|--------|---|---|---|--|--|
| 1.     | <b>Brief Description/Purpose</b>  | Order Authorizing Mayor to enter into a Memorandum of Understanding with the Jackson Public School District for the City of Jackson to provide security at the Jackson Public School District athletic and social events. |   |  |  |
| 2.     | <b>Public Policy Initiative</b><br>1. Youth & Education<br>2. Crime Prevention<br>3. Changes in City Government<br>4. Neighborhood Enhancement<br>5. Economic Development<br>6. Infrastructure and Transportation<br>7. Quality of Life | Youth Education, Crime Prevention and Quality of Life   |   |  |  |
| 3.     | <b>Who will be affected</b>   | Jackson Police Department and Jackson Public Schools  |   |  |  |
| 4.     | <b>Benefits</b>   | Allows for Jackson Police Department to provide security at designated JPS athletic and social events to ensure the safety of students and citizens.  |   |  |  |
| 5.     | <b>Schedule (beginning date)</b>  | September 2, 2016   |   |  |  |
| 6.     | <b>Location:</b><br>§ WARD<br><br>§ CITYWIDE (yes or no) (area)<br><br>§ Project limits if applicable   | Citywide  |   |  |  |
| 7.     | <input type="checkbox"/> <b>Action implemented by:</b><br><input type="checkbox"/> § City Department<br><input type="checkbox"/> § Consultant   | Jackson Police Department   |   |  |  |
| 8.     | <b>COST</b>   | NA  |   |  |  |
| 9.     | <input type="checkbox"/> <b>Source of Funding</b><br><input type="checkbox"/> § General Fund<br><input type="checkbox"/> § Grant<br><input type="checkbox"/> § Bond<br><input type="checkbox"/> § Other                                 | NA  |   |  |  |
| 10.    | <b>EBO participation</b>  | ABE _____ %<br>AABE _____ %<br>WBE _____ %<br>HBE _____ %<br>NABE _____ %   | WAIVER yes ___ no ___<br>WAIVER yes ___ no ___<br>WAIVER yes ___ no ___<br>WAIVER yes ___ no ___<br>WAIVER yes ___ no ___ | N/A <u>X</u><br>N/A <u>X</u><br>N/A <u>X</u><br>N/A <u>X</u><br>N/A <u>X</u> |  |

Revised 2-04

# MEMORANDUM



**TO:** Tony Yarber, Mayor

**FROM:** Lee Vance, Chief of Police *LV*

**DATE:** October 27, 2016

**RE:** Memorandum of Understanding between the Jackson Public School District and the City of Jackson and its Police Department

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It is my recommendation that the City of Jackson enter into a Memorandum of Understanding with the Jackson Public School District for the City of Jackson Police Department to provide security at Jackson Public School District athletic and social events. This service would assist the Jackson Public School District in preventing violence and disturbances at its athletic and social events. Further, these services will promote a safe environment for student activities outside of the traditional classroom setting.

The City previously entered into an agreement with the Jackson Public School District in September of 2015 for the Jackson Police Department to provide security at Jackson Public School District athletic and social events. However, that agreement has expired, making it now necessary to execute a new agreement.

If you have any questions, or need additional information, please feel free to contact me.

Office of the City Attorney

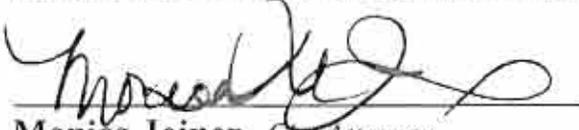
455 East Capitol Street  
Post Office Box 2779  
Jackson, Mississippi 39207-2779  
Telephone: (601) 960-1799  
Facsimile: (601) 960-1756

## OFFICE OF THE CITY ATTORNEY

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This ORDER AUTHORIZING THE MAYOR TO ENTER INTO A MEMORANDUM OF UNDERSTANDING BETWEEN THE JACKSON PUBLIC SCHOOL DISTRICT AND THE CITY OF JACKSON FOR THE JACKSON POLICE DEPARTMENT TO PROVIDE SECURITY AT DESIGNATED JACKSON PUBLIC SCHOOL DISTRICT ATHLETIC AND SOCIAL EVENTS is legally sufficient for placement in NOVUS Agenda.

OFFICE OF THE CITY ATTORNEY  
2/25/16 10/27/16



Monica Joiner, *City Attorney*

Gregory Burnett, *Deputy City Attorney* JB

10/27/16  
DATE

123

10/21/16

**ORDER REQUESTING THE CITY COUNCIL REVIEW AND VOTE TO APPROVE THE SIGN VARIANCE REQUEST FOR ST. DOMINIC'S HOSPITAL TO NOT MEET THE REQUIRED SETBACK FOR GROUND SIGNS AND ERECT A 22 SQ FT GROUND/MONUMENT SIGN AT 6 FT IN HEIGHT WITHIN A UTILITY EASEMENT INSIDE A C-3 ZONE THAT PROHIBITS SIGNS TO BE ERECTED OR PLACED ON, PROJECTED OVER, OR OVER HANG ANY PUBLIC RIGHT-OF-WAY, WALKWAY, STREET, ALLEY OR EASEMENT OTHER THAN SIGNS PLACED THERE BY THE GOVERNMENTAL AGENCY OWNING THE RIGHT-OF-WAY, WALKWAY, STREET, ALLEY OR EASEMENT (WARD 7)**

**WHEREAS**, the public health, safety or general welfare of the community may require that variances be granted in specific cases as set forth in City of Jackson Sign Ordinance, Sections 102-26, et seq., of the City of Jackson Code of Ordinances; and

**WHEREAS**, pursuant to Section 102-40, no action by the City Council may be taken concerning a variance from the sign regulations until after a public hearing in relation thereto, at which parties in interest and the general citizenry shall have an opportunity to be heard; and

**WHEREAS**, no variance from the Sign Ordinance shall be passed by the City Council unless and until an application seeking the variance is filed with the City's Signs and License Division, with such application containing, at a minimum, a legal description, location map, plot plan, the exact nature of the requested variance, the grounds upon which it is requested, and/or such other information as may be required by the Signs and License Division manager; and

**WHEREAS**, said variance application shall also demonstrate that:

1. Special conditions and circumstances exist which are peculiar to the land, structure, or building involved and which are not applicable to other lands, structures, or buildings in the same district;
2. The literal interpretation of the provisions of the Sign Ordinance would deprive the applicant of rights commonly enjoyed by other properties in the same district under the provisions of the Sign Ordinance;
3. The special conditions and circumstances do not result from actions of the applicant; and
4. Granting the variance requested will not confer upon the applicant any special privilege that is denied by the Sign Ordinance to other similar lands, structures, or buildings in the same district; and

**WHEREAS**, St. Dominic's Hospital, the applicant herein, has requested a variance from the Sign Ordinance regulations to not meet the required setback for ground signs and erect a 22 sq. ft. ground/monument sign at 6 ft. in height within a utility easement inside a C-3 zone that prohibits signs to be erected or placed on, projected over, or over hang any public right-of-way.

#33

walkway, street, alley or easement other than signs placed there by the governmental agency owning the right-of-way, walkway, street, alley or easement.

**IT IS THEREFORE, ORDERED** that St. Dominic's Hospital is hereby (*approved*) a variance from the Sign Ordinance regulations to not meet the required setback for ground signs and erect a 22 sq. ft. ground/monument sign at 6 ft. in height within a utility easement inside a C-3 zone that prohibits signs to be erected or placed on, projected over, or over hang any public right-of-way, walkway, street, alley or easement other than signs placed there by the governmental agency owning the right-of-way, walkway, street, alley or easement, it being determined that the parties in interest and the general citizenry first had their opportunity to be heard and that the applicant (**has**) met the necessary criteria for the requested variance.

**IT IS FURTHER ORDERED** that the City Council has considered the variance application and grants the variance requested therein based on a finding that special conditions and circumstances exist which are peculiar to the land, structure, or building involved and which are not applicable to other lands, structures, or buildings in the same district; the literal interpretation of the provision of the Sign Ordinance (*would*) deprive the applicant of rights commonly enjoyed by other properties in the same district under the provisions of the Sign Ordinance; the special conditions and circumstances do not result from actions of the applicant; and granting the variance requested (*will not*) confer upon the applicant any special privilege that is denied by the Sign Ordinance to other similar lands, structures, or buildings in the same district.

Item#

November 15, 2016

By: Taylor, Coleman, Yarber

CITY COUNCIL AGENDA ITEM 10 POINT DATA SHEET

10-13-2016

DATE

| POINTS   | COMMENTS   |        |         |        |     |     |     |          |     |          |      |         |        |     |     |    |     |     |          |     |         |        |     |     |    |     |     |          |     |         |        |     |     |    |     |     |          |      |         |        |     |     |    |     |     |          |
|--|--|--------|---------|--------|-----|-----|-----|----------|-----|----------|------|---------|--------|-----|-----|----|-----|-----|----------|-----|---------|--------|-----|-----|----|-----|-----|----------|-----|---------|--------|-----|-----|----|-----|-----|----------|------|---------|--------|-----|-----|----|-----|-----|----------|
| 1. <b>Brief Description/Purpose</b>  | Request for St. Dominic's Hospital to not meet required setback for ground signs and erect a 22 sq ft ground/monument sign at 6 ft in height within a utility easement inside a C-3 zone that prohibits signs to be erected or placed on, projected over, or over hang any public right-of-way,  |        |         |        |     |     |     |          |     |          |      |         |        |     |     |    |     |     |          |     |         |        |     |     |    |     |     |          |     |         |        |     |     |    |     |     |          |      |         |        |     |     |    |     |     |          |
| 2. <b>Public Policy Initiative</b><br>1. Youth & Education<br>2. Crime Prevention<br>3. Changes in City Government<br>4. Neighborhood Enhancement<br>5. Economic Development<br>6. Infrastructure and Transportation<br>7. Quality of Life | walkway, street, alley or easement other than signs placed there by the governmental agency owning the R-O+W, walkway, street, alley or easement.<br><br>N/A   |        |         |        |     |     |     |          |     |          |      |         |        |     |     |    |     |     |          |     |         |        |     |     |    |     |     |          |     |         |        |     |     |    |     |     |          |      |         |        |     |     |    |     |     |          |
| 3. <b>Who will be affected</b>   | N/A  |        |         |        |     |     |     |          |     |          |      |         |        |     |     |    |     |     |          |     |         |        |     |     |    |     |     |          |     |         |        |     |     |    |     |     |          |      |         |        |     |     |    |     |     |          |
| 4. <b>Benefits</b>   | N/A  |        |         |        |     |     |     |          |     |          |      |         |        |     |     |    |     |     |          |     |         |        |     |     |    |     |     |          |     |         |        |     |     |    |     |     |          |      |         |        |     |     |    |     |     |          |
| 5. <b>Schedule (beginning date)</b>  | N/A  |        |         |        |     |     |     |          |     |          |      |         |        |     |     |    |     |     |          |     |         |        |     |     |    |     |     |          |     |         |        |     |     |    |     |     |          |      |         |        |     |     |    |     |     |          |
| 6. <b>Location:</b><br>• <b>WARD</b><br><br>• <b>CITYWIDE (yes or no) (area)</b><br><br>• <b>Project limits if applicable</b>  | 890 Lakeland Drive<br>WARD 7   |        |         |        |     |     |     |          |     |          |      |         |        |     |     |    |     |     |          |     |         |        |     |     |    |     |     |          |     |         |        |     |     |    |     |     |          |      |         |        |     |     |    |     |     |          |
| 7. <b>Action implemented by:</b><br>• <b>City Department</b> <input checked="" type="checkbox"/><br>• <b>Consultant</b> <input type="checkbox"/>   | Department of Planning & Development<br>Signs & License Division   |        |         |        |     |     |     |          |     |          |      |         |        |     |     |    |     |     |          |     |         |        |     |     |    |     |     |          |     |         |        |     |     |    |     |     |          |      |         |        |     |     |    |     |     |          |
| 8. <b>COST</b>   | N/A  |        |         |        |     |     |     |          |     |          |      |         |        |     |     |    |     |     |          |     |         |        |     |     |    |     |     |          |     |         |        |     |     |    |     |     |          |      |         |        |     |     |    |     |     |          |
| 9. <b>Source of Funding</b><br>• <b>General Fund</b> <input type="checkbox"/><br>• <b>Grant</b> <input type="checkbox"/><br>• <b>Bond</b> <input type="checkbox"/><br>• <b>Other</b> <input type="checkbox"/>                              | N/A  |        |         |        |     |     |     |          |     |          |      |         |        |     |     |    |     |     |          |     |         |        |     |     |    |     |     |          |     |         |        |     |     |    |     |     |          |      |         |        |     |     |    |     |     |          |
| 10. <b>EBO participation</b>   | <table border="0"> <tr> <td>ABE</td> <td>_____ %</td> <td>WAIVER</td> <td>yes</td> <td>___</td> <td>no</td> <td>___</td> <td>N/A</td> <td><u>X</u></td> </tr> <tr> <td>AABE</td> <td>_____ %</td> <td>WAIVER</td> <td>yes</td> <td>___</td> <td>no</td> <td>___</td> <td>N/A</td> <td><u>X</u></td> </tr> <tr> <td>WBE</td> <td>_____ %</td> <td>WAIVER</td> <td>yes</td> <td>___</td> <td>no</td> <td>___</td> <td>N/A</td> <td><u>X</u></td> </tr> <tr> <td>HBE</td> <td>_____ %</td> <td>WAIVER</td> <td>yes</td> <td>___</td> <td>no</td> <td>___</td> <td>N/A</td> <td><u>X</u></td> </tr> <tr> <td>NABE</td> <td>_____ %</td> <td>WAIVER</td> <td>yes</td> <td>___</td> <td>no</td> <td>___</td> <td>N/A</td> <td><u>X</u></td> </tr> </table> | ABE    | _____ % | WAIVER | yes | ___ | no  | ___      | N/A | <u>X</u> | AABE | _____ % | WAIVER | yes | ___ | no | ___ | N/A | <u>X</u> | WBE | _____ % | WAIVER | yes | ___ | no | ___ | N/A | <u>X</u> | HBE | _____ % | WAIVER | yes | ___ | no | ___ | N/A | <u>X</u> | NABE | _____ % | WAIVER | yes | ___ | no | ___ | N/A | <u>X</u> |
| ABE  | _____ %  | WAIVER | yes     | ___    | no  | ___ | N/A | <u>X</u> |     |          |      |         |        |     |     |    |     |     |          |     |         |        |     |     |    |     |     |          |     |         |        |     |     |    |     |     |          |      |         |        |     |     |    |     |     |          |
| AABE   | _____ %  | WAIVER | yes     | ___    | no  | ___ | N/A | <u>X</u> |     |          |      |         |        |     |     |    |     |     |          |     |         |        |     |     |    |     |     |          |     |         |        |     |     |    |     |     |          |      |         |        |     |     |    |     |     |          |
| WBE  | _____ %  | WAIVER | yes     | ___    | no  | ___ | N/A | <u>X</u> |     |          |      |         |        |     |     |    |     |     |          |     |         |        |     |     |    |     |     |          |     |         |        |     |     |    |     |     |          |      |         |        |     |     |    |     |     |          |
| HBE  | _____ %  | WAIVER | yes     | ___    | no  | ___ | N/A | <u>X</u> |     |          |      |         |        |     |     |    |     |     |          |     |         |        |     |     |    |     |     |          |     |         |        |     |     |    |     |     |          |      |         |        |     |     |    |     |     |          |
| NABE   | _____ %  | WAIVER | yes     | ___    | no  | ___ | N/A | <u>X</u> |     |          |      |         |        |     |     |    |     |     |          |     |         |        |     |     |    |     |     |          |     |         |        |     |     |    |     |     |          |      |         |        |     |     |    |     |     |          |

Department of Planning and Development



200 South President Street  
Post Office Box 17  
Jackson, Mississippi 39205-0017

## MEMORANDUM

**TO:** Mayor Tony Yarber

**FROM:** Eric Jefferson, Director *EJ*  
Department of Planning & Development

**DATE:** October 13, 2016

**RE:** Sign Variance

---

St. Dominic's Hospital, located at 890 Lakeland Drive, is requesting a variance to not meet the required setback for ground signs and erect a 22 sq. ft. ground/monument sign at 6 ft. in height within a utility easement inside a C-3 zone that prohibits signs to be erected or placed on, projected over, or over hang any public right-of-way, walkway, street, alley or easement other than signs placed there by the governmental agency owning the right-of-way, walkway, street, alley or easement.

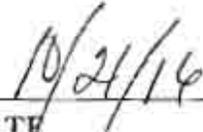
Office of the City Attorney

455 East Capitol Street  
Post Office Box 2779  
Jackson, Mississippi 39207-2779  
Telephone: (601) 960-1799  
Facsimile: (601) 960-1756

## OFFICE OF THE CITY ATTORNEY

This ORDER REQUESTING THE CITY COUNCIL REVIEW AND VOTE TO APPROVE THE SIGN VARIANCE REQUEST FOR ST. DOMINIC'S HOSPITAL TO NOT MEET THE REQUIRED SETBACK FOR GROUND SIGNS AND ERECT A 22 SQ FT GROUND/ MONUMENT SIGN AT 6 FT IN HEIGHT WITHIN A UTILITY EASEMENT INSIDE A C-3 ZONE THAT PROHIBITS SIGNS TO BE ERECTED OR PLACED ON, PROJECTED OVER, OR OVER HANG ANY PUBLIC RIGHT-OF-WAY, WALKWAY, STREET, ALLEY OR EASEMENT OTHER THAN SIGNS PLACED THERE BY THE GOVERNMENTAL AGENCY OWNING THE RIGHT-OF-WAY, WALKWAY, STREET, ALLEY OR EASEMENT (WARD 7) is legally sufficient for placement in NOVUS Agenda.

  
\_\_\_\_\_  
Monica D. Joiner, City Attorney  
Dana Sims, Deputy City Attorney 

  
\_\_\_\_\_  
DATE

OFFICE OF THE CITY ATTORNEY  
  
10/24/14



REQUESTING THE CITY COUNCIL REVIEW AND VOTE TO DENY THE SIGN VARIANCE REQUEST FOR ST. DOMINIC'S HOSPITAL TO NOT MEET THE REQUIRED SETBACK FOR GROUND SIGNS AND ERECT A 22 SQ FT GROUND/MONUMENT SIGN AT 6 FT IN HEIGHT WITHIN A UTILITY EASEMENT INSIDE A C-3 ZONE THAT PROHIBITS SIGNS TO BE ERECTED OR PLACED ON, PROJECTED OVER, OR OVER HANG ANY PUBLIC RIGHT-OF-WAY, WALKWAY, STREET, ALLEY OR EASEMENT OTHER THAN SIGNS PLACED THERE BY THE GOVERNMENTAL AGENCY OWNING THE RIGHT-OF-WAY, WALKWAY, STREET, ALLEY OR EASEMENT (WARD 7)

OFFICE OF THE CITY ATTORNEY  
10/21/14

**WHEREAS**, the public health, safety or general welfare of the community may require that variances be granted in specific cases as set forth in City of Jackson Sign Ordinance, Sections 102-26, et seq., of the City of Jackson Code of Ordinances; and

**WHEREAS**, pursuant to Section 102-40, no action by the City Council may be taken concerning a variance from the sign regulations until after a public hearing in relation thereto, at which parties in interest and the general citizenry shall have an opportunity to be heard; and

**WHEREAS**, no variance from the Sign Ordinance shall be passed by the City Council unless and until an application seeking the variance is filed with the City's Signs and License Division, with such application containing, at a minimum, a legal description, location map, plot plan, the exact nature of the requested variance, the grounds upon which it is requested, and/or such other information as may be required by the Signs and License Division manager; and

**WHEREAS**, said variance application shall also demonstrate that:

1. Special conditions and circumstances exist which are peculiar to the land, structure, or building involved and which are not applicable to other lands, structures. or buildings in the same district;
2. The literal interpretation of the provisions of the Sign Ordinance would deprive the applicant of rights commonly enjoyed by other properties in the same district under the provisions of the Sign Ordinance;
3. The special conditions and circumstances do not result from actions of the applicant; and
4. Granting the variance requested will not confer upon the applicant any special privilege that is denied by the Sign Ordinance to other similar lands, structures, or buildings in the same district; and

**WHEREAS**, St. Dominic's Hospital, the applicant herein, has requested a variance from the Sign Ordinance regulations to not meet the required setback for ground signs and erect a 22 sq. ft. ground/monument sign at 6 ft. in height within a utility easement inside a C-3 zone that

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prohibits signs to be erected or placed on, projected over, or over hang any public right-of-way, walkway, street, alley or easement other than signs placed there by the governmental agency owning the right-of-way, walkway, street, alley or easement.

**IT IS THEREFORE, ORDERED** that St. Dominic's Hospital is hereby (*denied*) a variance from the Sign Ordinance regulations to not meet the required setback for ground signs and erect a 22 sq. ft. ground/monument sign at 6 ft. in height within a utility easement inside a C-3 zone that prohibits signs to be erected or placed on, projected over, or over hang any public right-of-way, walkway, street, alley or easement other than signs placed there by the governmental agency owning the right-of-way, walkway, street, alley or easement, it being determined that the parties in interest and the general citizenry first had their opportunity to be heard and that the applicant (**has not**) met the necessary criteria for the requested variance.

**IT IS FURTHER ORDERED** that the City Council has considered the variance application and denies the variance requested therein based on a finding that no special conditions and circumstances exist which are peculiar to the land, structure, or building involved and which are not applicable to other lands, structures, or buildings in the same district; the literal interpretation of the provision of the Sign Ordinance (*would not*) deprive the applicant of rights commonly enjoyed by other properties in the same district under the provisions of the Sign Ordinance; the special conditions and circumstances do not result from actions of the applicant; and granting the variance requested (*will*) confer upon the applicant any special privilege that is denied by the Sign Ordinance to other similar lands, structures, or buildings in the same district.

Item#

November 15, 2016

By: Taylor, Coleman, Yarber

CITY COUNCIL AGENDA ITEM 10 POINT DATA SHEET

10-13-2016

DATE

| POINTS |   | COMMENTS  |         |        |     |    |       |     |   |
|--------|---|---|---------|--------|-----|----|-------|-----|---|
| 1.     | <b>Brief Description/Purpose</b>  | Request for St. Dominic's Hospital to not meet required setback for ground signs and erect a 22 sq ft ground/monument sign at 6 ft in height within a utility easement inside a C-3 zone that prohibits signs to be erected or placed on, projected over, or over hang any public right-of-way, walkway, street, alley or easement other than signs placed there by the governmental agency owning the R-O+W, walkway, street, alley or easement. |         |        |     |    |       |     |   |
| 2.     | <b>Public Policy Initiative</b><br>1. Youth & Education<br>2. Crime Prevention<br>3. Changes in City Government<br>4. Neighborhood Enhancement<br>5. Economic Development<br>6. Infrastructure and Transportation<br>7. Quality of Life | N/A   |         |        |     |    |       |     |   |
| 3.     | <b>Who will be affected</b>   | N/A   |         |        |     |    |       |     |   |
| 4.     | <b>Benefits</b>   | N/A   |         |        |     |    |       |     |   |
| 5.     | <b>Schedule (beginning date)</b>  | N/A   |         |        |     |    |       |     |   |
| 6.     | <b>Location:</b><br>• WARD<br>• CITYWIDE (yes or no) (area)<br>• Project limits if applicable   | 890 Lakeland Drive<br>WARD 7  |         |        |     |    |       |     |   |
| 7.     | <b>Action implemented by:</b><br>• City Department <input checked="" type="checkbox"/><br>• Consultant <input type="checkbox"/>   | Department of Planning & Development<br>Signs & License Division  |         |        |     |    |       |     |   |
| 8.     | <b>COST</b>   | N/A   |         |        |     |    |       |     |   |
| 9.     | <b>Source of Funding</b><br>• General Fund <input type="checkbox"/><br>• Grant <input type="checkbox"/><br>• Bond <input type="checkbox"/><br>• Other <input type="checkbox"/>  | N/A   |         |        |     |    |       |     |   |
| 10.    | <b>EBO participation</b>  | ABE   | _____ % | WAIVER | yes | no | _____ | N/A | X |
|        |   | AABE  | _____ % | WAIVER | yes | no | _____ | N/A | X |
|        |   | WBE   | _____ % | WAIVER | yes | no | _____ | N/A | X |
|        |   | HBE   | _____ % | WAIVER | yes | no | _____ | N/A | X |
|        |   | NABE  | _____ % | WAIVER | yes | no | _____ | N/A | X |



## MEMORANDUM

**TO:** Mayor Tony Yarber

**FROM:** Eric Jefferson, Director   
Department of Planning & Development

**DATE:** October 13, 2016

**RE:** Sign Variance

---

St. Dominic's Hospital located at 890 Lakeland Drive, is requesting a variance to not meet the required setback for ground signs and erect a 22 sq. ft. ground sign at 6 ft. in height within a utility easement inside a C-3 zone that prohibits signs to be erected or placed on, projected over, or over hang any public right-of-way, walkway, street, alley or easement other than signs placed there by the governmental agency owning the right-of-way, walkway, street, alley or easement

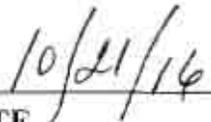
Office of the City Attorney

455 East Capitol Street  
Post Office Box 2779  
Jackson, Mississippi 39207-2779  
Telephone: (601) 960-1799  
Facsimile: (601) 960-1756

## OFFICE OF THE CITY ATTORNEY

This ORDER REQUESTING THE CITY COUNCIL REVIEW AND VOTE TO DENY THE SIGN VARIANCE REQUEST FOR ST. DOMINIC'S HOSPITAL TO NOT MEET THE REQUIRED SETBACK FOR GROUND SIGNS AND ERECT A 22 SQ FT GROUND/MONUMENT SIGN AT 6 FT IN HEIGHT WITHIN A UTILITY EASEMENT INSIDE A C-3 ZONE THAT PROHIBITS SIGNS TO BE ERECTED OR PLACED ON, PROJECTED OVER, OR OVER HANG ANY PUBLIC RIGHT-OF-WAY, WALKWAY, STREET, ALLEY OR EASEMENT OTHER THAN SIGNS PLACED THERE BY THE GOVERNMENTAL AGENCY OWNING THE RIGHT-OF-WAY, WALKWAY, STREET, ALLEY OR EASEMENT (WARD 7) is legally sufficient for placement in NOVUS Agenda.

  
\_\_\_\_\_  
Monica D. Joiner, City Attorney  
Dana Sims, Deputy City Attorney 

  
\_\_\_\_\_  
DATE

OFFICE OF THE CITY ATTORNEY  
10/21/14



OFFICE OF THE ATTORNEY  
10/21/10

REQUESTING THE CITY COUNCIL REVIEW AND VOTE TO APPROVE THE SIGN VARIANCE REQUEST FOR ST. DOMINIC'S HOSPITAL TO NOT MEET THE REQUIRED SETBACK FOR GROUND SIGNS AND ERECT THREE GROUND/MONUMENT SIGNS WITHIN A UTILITY EASEMENT INSIDE A SUD ZONE THAT PROHIBITS SIGNS TO BE ERECTED OR PLACED ON, PROJECTED OVER, OR OVER HANG ANY PUBLIC RIGHT-OF-WAY, WALKWAY, STREET, ALLEY OR EASEMENT OTHER THAN SIGNS PLACED THERE BY THE GOVERNMENTAL AGENCY OWNING THE RIGHT-OF-WAY, WALKWAY, STREET, ALLEY OR EASEMENT (WARD 7)

WHEREAS, the public health, safety or general welfare of the community may require that variances be granted in specific cases as set forth in City of Jackson Sign Ordinance, Sections 102-26, et seq., of the City of Jackson Code of Ordinances; and

WHEREAS, pursuant to Section 102-40, no action by the City Council may be taken concerning a variance from the sign regulations until after a public hearing in relation thereto, at which parties in interest and the general citizenry shall have an opportunity to be heard; and

WHEREAS, no variance from the Sign Ordinance shall be passed by the City Council unless and until an application seeking the variance is filed with the City's Signs and License Division, with such application containing, at a minimum, a legal description, location map, plot plan, the exact nature of the requested variance, the grounds upon which it is requested, and/or such other information as may be required by the Signs and License Division manager; and

WHEREAS, said variance application shall also demonstrate that:

1. Special conditions and circumstances exist which are peculiar to the land, structure, or building involved and which are not applicable to other lands, structures, or buildings in the same district;
2. The literal interpretation of the provisions of the Sign Ordinance would deprive the applicant of rights commonly enjoyed by other properties in the same district under the provisions of the Sign Ordinance;
3. The special conditions and circumstances do not result from actions of the applicant; and
4. Granting the variance requested will not confer upon the applicant any special privilege that is denied by the Sign Ordinance to other similar lands, structures, or buildings in the same district; and

WHEREAS, St. Dominic's Hospital, the applicant herein, has requested a variance from the Sign Ordinance regulations to not meet the required setback for ground signs and erect three ground/monument signs within a utility easement inside a SUD zone that prohibits signs to be erected or placed on, projected over, or over hang any public right-of-way, walkway, street, alley

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or easement other than signs placed there by the governmental agency owning the right-of-way, walkway, street, alley or easement.

**IT IS THEREFORE, ORDERED** that St. Dominic's Hospital is hereby (*approved*) a variance from the Sign Ordinance regulations to not meet the required setback for ground signs and erect three ground/monument signs within a utility easement inside a SUD zone that prohibits signs to be erected or placed on, projected over, or over hang any public right-of-way, walkway, street, alley or easement other than signs placed there by the governmental agency owning the right-of-way, walkway, street, alley or easement, it being determined that the parties in interest and the general citizenry first had their opportunity to be heard and that the applicant (**has**) met the necessary criteria for the requested variance.

**IT IS FURTHER ORDERED** that the City Council has considered the variance application and grants the variance requested therein based on a finding that special conditions and circumstances exist which are peculiar to the land, structure, or building involved and which are not applicable to other lands, structures, or buildings in the same district; the literal interpretation of the provision of the Sign Ordinance (*would*) deprive the applicant of rights commonly enjoyed by other properties in the same district under the provisions of the Sign Ordinance; the special conditions and circumstances do not result from actions of the applicant; and granting the variance requested (*will not*) confer upon the applicant any special privilege that is denied by the Sign Ordinance to other similar lands, structures, or buildings in the same district.

Item#

November 15, 2016

By: Taylor, Coleman, Yarber

CITY COUNCIL AGENDA ITEM 10 POINT DATA SHEET

10-17-2016

DATE

| POINTS |   | COMMENTS   |     |         |        |       |       |          |       |     |          |      |         |        |     |       |    |       |     |          |     |         |        |     |       |    |       |     |          |     |         |        |     |       |    |       |     |          |      |         |        |     |       |    |       |     |          |
|--------|---|--|-----|---------|--------|-------|-------|----------|-------|-----|----------|------|---------|--------|-----|-------|----|-------|-----|----------|-----|---------|--------|-----|-------|----|-------|-----|----------|-----|---------|--------|-----|-------|----|-------|-----|----------|------|---------|--------|-----|-------|----|-------|-----|----------|
| 1.     | <b>Brief Description/Purpose</b>  | Request for St. Dominic's Hospital to not meet the required setback for ground signs and erect three ground signs within a utility easement.   |     |         |        |       |       |          |       |     |          |      |         |        |     |       |    |       |     |          |     |         |        |     |       |    |       |     |          |     |         |        |     |       |    |       |     |          |      |         |        |     |       |    |       |     |          |
| 2.     | <b>Public Policy Initiative</b><br>1. Youth & Education<br>2. Crime Prevention<br>3. Changes in City Government<br>4. Neighborhood Enhancement<br>5. Economic Development<br>6. Infrastructure and Transportation<br>7. Quality of Life | N/A  |     |         |        |       |       |          |       |     |          |      |         |        |     |       |    |       |     |          |     |         |        |     |       |    |       |     |          |     |         |        |     |       |    |       |     |          |      |         |        |     |       |    |       |     |          |
| 3.     | <b>Who will be affected</b>   | N/A  |     |         |        |       |       |          |       |     |          |      |         |        |     |       |    |       |     |          |     |         |        |     |       |    |       |     |          |     |         |        |     |       |    |       |     |          |      |         |        |     |       |    |       |     |          |
| 4.     | <b>Benefits</b>   | N/A  |     |         |        |       |       |          |       |     |          |      |         |        |     |       |    |       |     |          |     |         |        |     |       |    |       |     |          |     |         |        |     |       |    |       |     |          |      |         |        |     |       |    |       |     |          |
| 5.     | <b>Schedule (beginning date)</b>  | N/A  |     |         |        |       |       |          |       |     |          |      |         |        |     |       |    |       |     |          |     |         |        |     |       |    |       |     |          |     |         |        |     |       |    |       |     |          |      |         |        |     |       |    |       |     |          |
| 6.     | <b>Location:</b><br>* WARD<br>* CITYWIDE (yes or no) (area)<br>* Project limits if applicable   | 969 Lakeland Drive WARD 7  |     |         |        |       |       |          |       |     |          |      |         |        |     |       |    |       |     |          |     |         |        |     |       |    |       |     |          |     |         |        |     |       |    |       |     |          |      |         |        |     |       |    |       |     |          |
| 7.     | <b>Action implemented by:</b><br>* City Department <input checked="" type="checkbox"/><br>* Consultant <input type="checkbox"/>   | Department of Planning & Development<br>Signs & License Division   |     |         |        |       |       |          |       |     |          |      |         |        |     |       |    |       |     |          |     |         |        |     |       |    |       |     |          |     |         |        |     |       |    |       |     |          |      |         |        |     |       |    |       |     |          |
| 8.     | <b>COST</b>   | N/A  |     |         |        |       |       |          |       |     |          |      |         |        |     |       |    |       |     |          |     |         |        |     |       |    |       |     |          |     |         |        |     |       |    |       |     |          |      |         |        |     |       |    |       |     |          |
| 9.     | <b>Source of Funding</b><br>* General Fund <input type="checkbox"/><br>* Grant <input type="checkbox"/><br>* Bond <input type="checkbox"/><br>* Other <input type="checkbox"/>  | N/A  |     |         |        |       |       |          |       |     |          |      |         |        |     |       |    |       |     |          |     |         |        |     |       |    |       |     |          |     |         |        |     |       |    |       |     |          |      |         |        |     |       |    |       |     |          |
| 10.    | <b>EBO participation</b>  | <table border="0"> <tr> <td>ABE</td> <td>_____ %</td> <td>WAIVER</td> <td>yes</td> <td>_____</td> <td>no</td> <td>_____</td> <td>N/A</td> <td><u>X</u></td> </tr> <tr> <td>AABE</td> <td>_____ %</td> <td>WAIVER</td> <td>yes</td> <td>_____</td> <td>no</td> <td>_____</td> <td>N/A</td> <td><u>X</u></td> </tr> <tr> <td>WBE</td> <td>_____ %</td> <td>WAIVER</td> <td>yes</td> <td>_____</td> <td>no</td> <td>_____</td> <td>N/A</td> <td><u>X</u></td> </tr> <tr> <td>HBE</td> <td>_____ %</td> <td>WAIVER</td> <td>yes</td> <td>_____</td> <td>no</td> <td>_____</td> <td>N/A</td> <td><u>X</u></td> </tr> <tr> <td>NABE</td> <td>_____ %</td> <td>WAIVER</td> <td>yes</td> <td>_____</td> <td>no</td> <td>_____</td> <td>N/A</td> <td><u>X</u></td> </tr> </table> | ABE | _____ % | WAIVER | yes   | _____ | no       | _____ | N/A | <u>X</u> | AABE | _____ % | WAIVER | yes | _____ | no | _____ | N/A | <u>X</u> | WBE | _____ % | WAIVER | yes | _____ | no | _____ | N/A | <u>X</u> | HBE | _____ % | WAIVER | yes | _____ | no | _____ | N/A | <u>X</u> | NABE | _____ % | WAIVER | yes | _____ | no | _____ | N/A | <u>X</u> |
| ABE    | _____ %   | WAIVER   | yes | _____   | no     | _____ | N/A   | <u>X</u> |       |     |          |      |         |        |     |       |    |       |     |          |     |         |        |     |       |    |       |     |          |     |         |        |     |       |    |       |     |          |      |         |        |     |       |    |       |     |          |
| AABE   | _____ %   | WAIVER   | yes | _____   | no     | _____ | N/A   | <u>X</u> |       |     |          |      |         |        |     |       |    |       |     |          |     |         |        |     |       |    |       |     |          |     |         |        |     |       |    |       |     |          |      |         |        |     |       |    |       |     |          |
| WBE    | _____ %   | WAIVER   | yes | _____   | no     | _____ | N/A   | <u>X</u> |       |     |          |      |         |        |     |       |    |       |     |          |     |         |        |     |       |    |       |     |          |     |         |        |     |       |    |       |     |          |      |         |        |     |       |    |       |     |          |
| HBE    | _____ %   | WAIVER   | yes | _____   | no     | _____ | N/A   | <u>X</u> |       |     |          |      |         |        |     |       |    |       |     |          |     |         |        |     |       |    |       |     |          |     |         |        |     |       |    |       |     |          |      |         |        |     |       |    |       |     |          |
| NABE   | _____ %   | WAIVER   | yes | _____   | no     | _____ | N/A   | <u>X</u> |       |     |          |      |         |        |     |       |    |       |     |          |     |         |        |     |       |    |       |     |          |     |         |        |     |       |    |       |     |          |      |         |        |     |       |    |       |     |          |



## MEMORANDUM

**TO:** Mayor Tony Yarber

**FROM:** Eric Jefferson, Director *EJ*  
Department of Planning & Development

**DATE:** October 17, 2016

**RE:** Sign Variance

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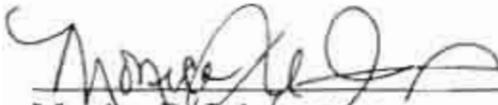
St. Dominic's Hospital located at 969 Lakeland Drive, is requesting a variance to not meet the required setback for ground signs and erect three ground/monument signs within a utility easement inside a SUD zone that prohibits signs to be erected or placed on, projected over, or over hang any public right-of-way, walkway, street, alley or easement other than signs placed there by the governmental agency owning the right-of-way, walkway, street, alley or easement.

Office of the City Attorney

455 East Capitol Street  
Post Office Box 2779  
Jackson, Mississippi 39207-2779  
Telephone: (601) 960-1799  
Facsimile: (601) 960-1756

## OFFICE OF THE CITY ATTORNEY

This REQUESTING THE CITY COUNCIL REVIEW AND VOTE TO APPROVE THE SIGN VARIANCE REQUEST FOR ST. DOMINIC'S HOSPITAL TO NOT MEET THE REQUIRED SETBACK FOR GROUND SIGNS AND ERECT THREE GROUND/MONUMENT SIGNS WITHIN A UTILITY EASEMENT INSIDE A SUD ZONE THAT PROHIBITS SIGNS TO BE ERECTED OR PLACED ON, PROJECTED OVER, OR OVER HANG ANY PUBLIC RIGHT-OF-WAY, WALKWAY, STREET ALLEY OR EASEMENT OTHER THAN SIGNS PLACED THERE BY THE GOVERNMENTAL AGENCY OWNING THE RIGHT-OF-WAY, WALKWAY, STREET, ALLEY OR EASEMENT (WARD 7) is legally sufficient for placement in NOVUS Agenda.

  
\_\_\_\_\_  
Monica D. Joiner, City Attorney  
Dana Sims, Deputy City Attorney 

10/21/16  
DATE



OFFICE OF THE CITY ATTORNEY  
10/21/16

REQUESTING THE CITY COUNCIL REVIEW AND VOTE TO DENY THE SIGN VARIANCE REQUEST FOR ST. DOMINIC'S HOSPITAL TO NOT MEET THE REQUIRED SETBACK FOR GROUND SIGNS AND ERECT THREE GROUND/MONUMENT SIGNS WITHIN A UTILITY EASEMENT INSIDE A SUD ZONE THAT PROHIBITS SIGNS TO BE ERECTED OR PLACED ON, PROJECTED OVER, OR OVER HANG ANY PUBLIC RIGHT-OF-WAY, WALKWAY, STREET, ALLEY OR EASEMENT OTHER THAN SIGNS PLACED THERE BY THE GOVERNMENTAL AGENCY OWNING THE RIGHT-OF-WAY, WALKWAY, STREET, ALLEY OR EASEMENT (WARD 7)

WHEREAS, the public health, safety or general welfare of the community may require that variances be granted in specific cases as set forth in City of Jackson Sign Ordinance, Sections 102-26, et seq., of the City of Jackson Code of Ordinances; and

WHEREAS, pursuant to Section 102-40, no action by the City Council may be taken concerning a variance from the sign regulations until after a public hearing in relation thereto, at which parties in interest and the general citizenry shall have an opportunity to be heard; and

WHEREAS, no variance from the Sign Ordinance shall be passed by the City Council unless and until an application seeking the variance is filed with the City's Signs and License Division, with such application containing, at a minimum, a legal description, location map, plot plan, the exact nature of the requested variance, the grounds upon which it is requested, and/or such other information as may be required by the Signs and License Division manager; and

WHEREAS, said variance application shall also demonstrate that:

1. Special conditions and circumstances exist which are peculiar to the land, structure, or building involved and which are not applicable to other lands, structures, or buildings in the same district;
2. The literal interpretation of the provisions of the Sign Ordinance would deprive the applicant of rights commonly enjoyed by other properties in the same district under the provisions of the Sign Ordinance;
3. The special conditions and circumstances do not result from actions of the applicant; and
4. Granting the variance requested will not confer upon the applicant any special privilege that is denied by the Sign Ordinance to other similar lands, structures, or buildings in the same district; and

WHEREAS, St. Dominic's Hospital, the applicant herein, has requested a variance from the Sign Ordinance regulations to not meet the required setback for ground signs and erect three ground/monument signs within a utility easement inside a SUD zone that prohibits signs to be

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erected or placed on, projected over, or over hang any public right-of-way, walkway, street, alley or easement other than signs placed there by the governmental agency owning the right-of-way, walkway, street, alley or easement.

**IT IS THEREFORE, ORDERED** that St. Dominic's Hospital is hereby *(denied)* a variance from the Sign Ordinance regulations to not meet the required setback for ground signs and erect three ground/monument signs within a utility easement inside a SUD zone that prohibits signs to be erected or placed on, projected over, or over hang any public right-of-way, walkway, street, alley or easement other than signs placed there by the governmental agency owning the right-of-way, walkway, street, alley or easement, it being determined that the parties in interest and the general citizenry first had their opportunity to be heard and that the applicant **(has not)** met the necessary criteria for the requested variance.

**IT IS FURTHER ORDERED** that the City Council has considered the variance application and denies the variance requested therein based on a finding that no special conditions and circumstances exist which are peculiar to the land, structure, or building involved and which are not applicable to other lands, structures, or buildings in the same district; the literal interpretation of the provision of the Sign Ordinance *(would not)* deprive the applicant of rights commonly enjoyed by other properties in the same district under the provisions of the Sign Ordinance; the special conditions and circumstances do not result from actions of the applicant; and granting the variance requested *(will)* confer upon the applicant any special privilege that is denied by the Sign Ordinance to other similar lands, structures, or buildings in the same district.

Item#

November 15, 2016

By: Taylor, Coleman, Yarber

CITY COUNCIL AGENDA ITEM 10 POINT DATA SHEET

10-17-2016

DATE

| POINTS |  | COMMENTS   |         |        |     |    |       |     |          |
|--------|--|--|---------|--------|-----|----|-------|-----|----------|
| 1.     | Brief Description/Purpose  | Request for St. Dominic's Hospital to not meet the required setback for ground signs and erect three ground signs within a utility easement. |         |        |     |    |       |     |          |
| 2.     | Public Policy Initiative<br>1. Youth & Education<br>2. Crime Prevention<br>3. Changes in City Government<br>4. Neighborhood Enhancement<br>5. Economic Development<br>6. Infrastructure and Transportation<br>7. Quality of Life | N/A  |         |        |     |    |       |     |          |
| 3.     | Who will be affected   | N/A  |         |        |     |    |       |     |          |
| 4.     | Benefits   | N/A  |         |        |     |    |       |     |          |
| 5.     | Schedule (beginning date)  | N/A  |         |        |     |    |       |     |          |
| 6.     | Location:<br>• WARD<br><br>• CITYWIDE (yes or no) (area)<br><br>• Project limits if applicable   | 969 Lakeland Drive WARD 7  |         |        |     |    |       |     |          |
| 7.     | Action implemented by:<br>• City Department <input checked="" type="checkbox"/><br>• Consultant <input type="checkbox"/>   | Department of Planning & Development<br>Signs & License Division   |         |        |     |    |       |     |          |
| 8.     | COST   | N/A  |         |        |     |    |       |     |          |
| 9.     | Source of Funding<br>• General Fund <input type="checkbox"/><br>• Grant <input type="checkbox"/><br>• Bond <input type="checkbox"/><br>• Other <input type="checkbox"/>  | N/A  |         |        |     |    |       |     |          |
| 10.    | EBO participation  | ABE  | _____ % | WAIVER | yes | no | _____ | N/A | <u>X</u> |
|        |  | AABE   | _____ % | WAIVER | yes | no | _____ | N/A | <u>X</u> |
|        |  | WBE  | _____ % | WAIVER | yes | no | _____ | N/A | <u>X</u> |
|        |  | HBE  | _____ % | WAIVER | yes | no | _____ | N/A | <u>X</u> |
|        |  | NABE   | _____ % | WAIVER | yes | no | _____ | N/A | <u>X</u> |



**MEMORANDUM**

**TO:** Mayor Tony Yarber

**FROM:** Eric Jefferson, Director   
Department of Planning & Development

**DATE:** October 17, 2016

**RE:** Sign Variance

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St. Dominic's Hospital located at 969 Lakeland Drive, is requesting a variance to not meet the required setback for ground signs and erect three ground/monument signs within a utility easement inside a SUD zone that prohibits signs to be erected or placed on, projected over, or over hang any public right-of-way, walkway, street, alley or easement other than signs placed there by the governmental agency owning the right-of-way, walkway, street, alley or easement.

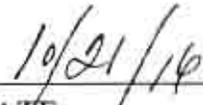
Office of the City Attorney

455 East Capitol Street  
Post Office Box 2779  
Jackson, Mississippi 39207-2779  
Telephone: (601) 960-1799  
Facsimile: (601) 960-1756

## OFFICE OF THE CITY ATTORNEY

This REQUESTING THE CITY COUNCIL REVIEW AND VOTE TO DENY THE SIGN VARIANCE REQUEST FOR ST. DOMINIC'S HOSPITAL TO NOT MEET THE REQUIRED SETBACK FOR GROUND SIGNS AND ERECT THREE GROUND/MONUMENT SIGNS WITHIN A UTILITY EASEMENT INSIDE A SUD ZONE THAT PROHIBITS SIGNS TO BE ERECTED OR PLACED ON, PROJECTED OVER, OR OVER HANG ANY PUBLIC RIGHT-OF-WAY, WALKWAY, STREET ALLEY OR EASEMENT OTHER THAN SIGNS PLACED THERE BT THE GOVERNMENTAL AGENCY OWNING THE RIGHT-OF-WAY, WALKWAY, STREET, ALLEY OR EASEMENT (WARD 7) is legally sufficient for placement in NOVUS Agenda.

  
\_\_\_\_\_  
Monica D. Joiner *City Attorney*  
Dana Sims, *Deputy City Attorney* 

  
\_\_\_\_\_  
DATE

OFFICE  
THE CITY ATTORNEY  
1/21/14



OFFICE OF THE CITY ATTORNEY  
PRE  
10/21/16

**ORDER REQUESTING THE CITY COUNCIL REVIEW AND VOTE TO APPROVE THE SIGN VARIANCE REQUEST FOR ST. DOMINIC'S HOSPITAL TO ERECT FOUR GROUND/MONUMENT SIGNS TOTALING 367 SQ FT WITHIN A SUD ZONE WHICH ONLY ALLOWS ONE GROUND/MONUMENT SIGN PER STREET FRONTAGE WITH A MAXIMUM OF 100 SQ FT OF SIGN AREA (WARD 7)**

**WHEREAS**, the public health, safety or general welfare of the community may require that variances be granted in specific cases as set forth in City of Jackson Sign Ordinance, Sections 102-26, et seq., of the City of Jackson Code of Ordinances; and

**WHEREAS**, pursuant to Section 102-40, no action by the City Council may be taken concerning a variance from the sign regulations until after a public hearing in relation thereto, at which parties in interest and the general citizenry shall have an opportunity to be heard; and

**WHEREAS**, no variance from the Sign Ordinance shall be passed by the City Council unless and until an application seeking the variance is filed with the City's Signs and License Division, with such application containing, at a minimum, a legal description, location map, plot plan, the exact nature of the requested variance, the grounds upon which it is requested, and/or such other information as may be required by the Signs and License Division manager; and

**WHEREAS**, said variance application shall also demonstrate that:

1. Special conditions and circumstances exist which are peculiar to the land, structure, or building involved and which are not applicable to other lands, structures, or buildings in the same district;
2. The literal interpretation of the provisions of the Sign Ordinance would deprive the applicant of rights commonly enjoyed by other properties in the same district under the provisions of the Sign Ordinance;
3. The special conditions and circumstances do not result from actions of the applicant; and
4. Granting the variance requested will not confer upon the applicant any special privilege that is denied by the Sign Ordinance to other similar lands, structures, or buildings in the same district; and

**WHEREAS**, St. Dominic's Hospital, the applicant herein, has requested a variance from the Sign Ordinance regulations to erect four ground/monument signs totaling 367 sq ft within a SUD zone which only allows one ground/monument sign per street frontage with a maximum of 100 sq ft. of sign area.

#37

**IT IS THEREFORE, ORDERED** that St. Dominic's Hospital is hereby (*approved*) a variance from the Sign Ordinance regulations to erect four ground/monument signs totaling 367 sq ft within a SUD zone which only allows one ground/monument sign per street frontage with a maximum of 100 sq ft. of sign area, it being determined that the parties in interest and the general citizenry first had their opportunity to be heard and that the applicant (**has**) met the necessary criteria for the requested variance.

**IT IS FURTHER ORDERED** that the City Council has considered the variance application and grants the variance requested therein based on a finding that special conditions and circumstances exist which are peculiar to the land, structure, or building involved and which are not applicable to other lands, structures, or buildings in the same district; the literal interpretation of the provision of the Sign Ordinance (*would*) deprive the applicant of rights commonly enjoyed by other properties in the same district under the provisions of the Sign Ordinance; the special conditions and circumstances do not result from actions of the applicant; and granting the variance requested (*will not*) confer upon the applicant any special privilege that is denied by the Sign Ordinance to other similar lands, structures, or buildings in the same district.

Item#

November 15, 2016

By: Taylor, Coleman, Yarber

CITY COUNCIL AGENDA ITEM 10 POINT DATA SHEET

10-17-2016

DATE

| POINTS  | COMMENTS   |        |         |        |     |     |     |     |     |     |   |      |         |        |     |     |    |     |     |     |   |     |         |        |     |     |    |     |     |     |   |     |         |        |     |     |    |     |     |     |   |      |         |        |     |     |    |     |     |     |   |
|---|--|--------|---------|--------|-----|-----|-----|-----|-----|-----|---|------|---------|--------|-----|-----|----|-----|-----|-----|---|-----|---------|--------|-----|-----|----|-----|-----|-----|---|-----|---------|--------|-----|-----|----|-----|-----|-----|---|------|---------|--------|-----|-----|----|-----|-----|-----|---|
| 1. Brief Description/Purpose  | Request for St. Dominic's Hospital to erect four ground/monument signs totaling 367 sq ft within a SUD zone which only allows one ground/monument sign per street frontage with a maximum of 100 sq. ft.   |        |         |        |     |     |     |     |     |     |   |      |         |        |     |     |    |     |     |     |   |     |         |        |     |     |    |     |     |     |   |     |         |        |     |     |    |     |     |     |   |      |         |        |     |     |    |     |     |     |   |
| 2. Public Policy Initiative<br>1. Youth & Education<br>2. Crime Prevention<br>3. Changes in City Government<br>4. Neighborhood Enhancement<br>5. Economic Development<br>6. Infrastructure and Transportation<br>7. Quality of Life | N/A  |        |         |        |     |     |     |     |     |     |   |      |         |        |     |     |    |     |     |     |   |     |         |        |     |     |    |     |     |     |   |     |         |        |     |     |    |     |     |     |   |      |         |        |     |     |    |     |     |     |   |
| 3. Who will be affected   | N/A  |        |         |        |     |     |     |     |     |     |   |      |         |        |     |     |    |     |     |     |   |     |         |        |     |     |    |     |     |     |   |     |         |        |     |     |    |     |     |     |   |      |         |        |     |     |    |     |     |     |   |
| 4. Benefits   | N/A  |        |         |        |     |     |     |     |     |     |   |      |         |        |     |     |    |     |     |     |   |     |         |        |     |     |    |     |     |     |   |     |         |        |     |     |    |     |     |     |   |      |         |        |     |     |    |     |     |     |   |
| 5. Schedule (beginning date)  | N/A  |        |         |        |     |     |     |     |     |     |   |      |         |        |     |     |    |     |     |     |   |     |         |        |     |     |    |     |     |     |   |     |         |        |     |     |    |     |     |     |   |      |         |        |     |     |    |     |     |     |   |
| 6. Location:<br>▪ WARD<br>▪ CITYWIDE (yes or no) (area)<br>▪ Project limits if applicable   | Ward 7<br>969 Lakeland Dr.   |        |         |        |     |     |     |     |     |     |   |      |         |        |     |     |    |     |     |     |   |     |         |        |     |     |    |     |     |     |   |     |         |        |     |     |    |     |     |     |   |      |         |        |     |     |    |     |     |     |   |
| 7. Action implemented by:<br>▪ City Department <input checked="" type="checkbox"/><br>▪ Consultant <input type="checkbox"/>   | Department of Planning & Development<br>Signs & License Division   |        |         |        |     |     |     |     |     |     |   |      |         |        |     |     |    |     |     |     |   |     |         |        |     |     |    |     |     |     |   |     |         |        |     |     |    |     |     |     |   |      |         |        |     |     |    |     |     |     |   |
| 8. COST   | N/A  |        |         |        |     |     |     |     |     |     |   |      |         |        |     |     |    |     |     |     |   |     |         |        |     |     |    |     |     |     |   |     |         |        |     |     |    |     |     |     |   |      |         |        |     |     |    |     |     |     |   |
| 9. Source of Funding<br>▪ General Fund <input type="checkbox"/><br>▪ Grant <input type="checkbox"/><br>▪ Bond <input type="checkbox"/><br>▪ Other <input type="checkbox"/>  | N/A  |        |         |        |     |     |     |     |     |     |   |      |         |        |     |     |    |     |     |     |   |     |         |        |     |     |    |     |     |     |   |     |         |        |     |     |    |     |     |     |   |      |         |        |     |     |    |     |     |     |   |
| 10. EBO participation   | <table border="0"> <tr> <td>ABE</td> <td>_____ %</td> <td>WAIVER</td> <td>yes</td> <td>___</td> <td>no</td> <td>___</td> <td>N/A</td> <td>___</td> <td>X</td> </tr> <tr> <td>AABE</td> <td>_____ %</td> <td>WAIVER</td> <td>yes</td> <td>___</td> <td>no</td> <td>___</td> <td>N/A</td> <td>___</td> <td>X</td> </tr> <tr> <td>WBE</td> <td>_____ %</td> <td>WAIVER</td> <td>yes</td> <td>___</td> <td>no</td> <td>___</td> <td>N/A</td> <td>___</td> <td>X</td> </tr> <tr> <td>HBE</td> <td>_____ %</td> <td>WAIVER</td> <td>yes</td> <td>___</td> <td>no</td> <td>___</td> <td>N/A</td> <td>___</td> <td>X</td> </tr> <tr> <td>NABE</td> <td>_____ %</td> <td>WAIVER</td> <td>yes</td> <td>___</td> <td>no</td> <td>___</td> <td>N/A</td> <td>___</td> <td>X</td> </tr> </table> | ABE    | _____ % | WAIVER | yes | ___ | no  | ___ | N/A | ___ | X | AABE | _____ % | WAIVER | yes | ___ | no | ___ | N/A | ___ | X | WBE | _____ % | WAIVER | yes | ___ | no | ___ | N/A | ___ | X | HBE | _____ % | WAIVER | yes | ___ | no | ___ | N/A | ___ | X | NABE | _____ % | WAIVER | yes | ___ | no | ___ | N/A | ___ | X |
| ABE   | _____ %  | WAIVER | yes     | ___    | no  | ___ | N/A | ___ | X   |     |   |      |         |        |     |     |    |     |     |     |   |     |         |        |     |     |    |     |     |     |   |     |         |        |     |     |    |     |     |     |   |      |         |        |     |     |    |     |     |     |   |
| AABE  | _____ %  | WAIVER | yes     | ___    | no  | ___ | N/A | ___ | X   |     |   |      |         |        |     |     |    |     |     |     |   |     |         |        |     |     |    |     |     |     |   |     |         |        |     |     |    |     |     |     |   |      |         |        |     |     |    |     |     |     |   |
| WBE   | _____ %  | WAIVER | yes     | ___    | no  | ___ | N/A | ___ | X   |     |   |      |         |        |     |     |    |     |     |     |   |     |         |        |     |     |    |     |     |     |   |     |         |        |     |     |    |     |     |     |   |      |         |        |     |     |    |     |     |     |   |
| HBE   | _____ %  | WAIVER | yes     | ___    | no  | ___ | N/A | ___ | X   |     |   |      |         |        |     |     |    |     |     |     |   |     |         |        |     |     |    |     |     |     |   |     |         |        |     |     |    |     |     |     |   |      |         |        |     |     |    |     |     |     |   |
| NABE  | _____ %  | WAIVER | yes     | ___    | no  | ___ | N/A | ___ | X   |     |   |      |         |        |     |     |    |     |     |     |   |     |         |        |     |     |    |     |     |     |   |     |         |        |     |     |    |     |     |     |   |      |         |        |     |     |    |     |     |     |   |



## MEMORANDUM

**TO:** Mayor Tony Yarber

**FROM:** Eric Jefferson, Director   
Department of Planning & Development

**DATE:** October 17, 2016

**RE:** Sign Variance

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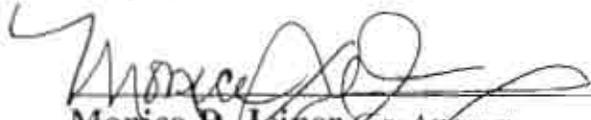
St. Dominic's Hospital, located at 969 Lakeland Drive, is requesting a variance to erect four ground/monument signs totaling 367 sq ft within a SUD zone which only allows one ground/monument sign per street frontage with a maximum of 100 sq ft. of sign area.

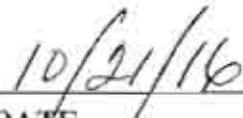
Office of the City Attorney

455 East Capitol Street  
Post Office Box 2779  
Jackson, Mississippi 39207-2779  
Telephone: (601) 960-1790  
Facsimile: (601) 960-1756

## OFFICE OF THE CITY ATTORNEY

This ORDER REQUESTING THE CITY COUNCIL REVIEW AND VOTE TO APPROVE THE SIGN VARIANCE REQUEST FOR ST. DOMINIC'S HOSPITAL TO ERECT FOUR GROUND/ MONUMENT SIGNS TOTALING 367 SQ FT WITHIN A SUD ZONE WHICH ONLY ALLOWS ONE GROUND/MONUMENT SIGN PER STREET FRONTAGE WITH A MAXIMUM OF 100 SQ FT OF SIGN AREA (WARD 7) is legally sufficient for placement in NOVUS Agenda.

  
\_\_\_\_\_  
Monica D. Joiner, City Attorney  
Dana Sims, Deputy City Attorney

  
\_\_\_\_\_  
DATE

OFFICE OF THE CITY ATTORNEY  
10/21/16



**ORDER REQUESTING THE CITY COUNCIL REVIEW AND VOTE TO DENY THE SIGN VARIANCE REQUEST FOR ST. DOMINIC'S HOSPITAL TO ERECT FOUR GROUND/MONUMENT SIGNS TOTALING 367 SQ FT WITHIN A SUD ZONE WHICH ONLY ALLOWS ONE GROUND/MONUMENT SIGN PER STREET FRONTAGE WITH A MAXIMUM OF 100 SQ FT OF SIGN AREA (WARD 7)**

OFFICE OF THE CITY ATTORNEY  
10-21-10

**WHEREAS**, the public health, safety or general welfare of the community may require that variances be granted in specific cases as set forth in City of Jackson Sign Ordinance, Sections 102-26, et seq., of the City of Jackson Code of Ordinances; and

**WHEREAS**, pursuant to Section 102-40, no action by the City Council may be taken concerning a variance from the sign regulations until after a public hearing in relation thereto, at which parties in interest and the general citizenry shall have an opportunity to be heard; and

**WHEREAS**, no variance from the Sign Ordinance shall be passed by the City Council unless and until an application seeking the variance is filed with the City's Signs and License Division, with such application containing, at a minimum, a legal description, location map, plot plan, the exact nature of the requested variance, the grounds upon which it is requested, and/or such other information as may be required by the Signs and License Division manager; and

**WHEREAS**, said variance application shall also demonstrate that:

1. Special conditions and circumstances exist which are peculiar to the land, structure, or building involved and which are not applicable to other lands, structures, or buildings in the same district;
2. The literal interpretation of the provisions of the Sign Ordinance would deprive the applicant of rights commonly enjoyed by other properties in the same district under the provisions of the Sign Ordinance;
3. The special conditions and circumstances do not result from actions of the applicant; and
4. Granting the variance requested will not confer upon the applicant any special privilege that is denied by the Sign Ordinance to other similar lands, structures, or buildings in the same district; and

**WHEREAS**, St. Dominic's Hospital, the applicant herein, has requested a variance from the Sign Ordinance regulations to erect four ground/monument signs totaling 367 sq ft within a SUD zone which only allows one ground/monument sign per street frontage with a maximum of 100 sq. ft. of sign area.

#38

**IT IS THEREFORE, ORDERED** that St. Dominic's Hospital is hereby *(denied)* a variance from the Sign Ordinance regulations to erect four ground/monument signs totaling 367 sq ft within a SUD zone which only allows one ground/monument sign per street frontage with a maximum of 100 sq. ft. of sign area, it being determined that the parties in interest and the general citizenry first had their opportunity to be heard and that the applicant **(has not)** met the necessary criteria for the requested variance.

**IT IS FURTHER ORDERED** that the City Council has considered the variance application and grants the variance requested therein based on a finding that special conditions and circumstances exist which are peculiar to the land, structure, or building involved and which are not applicable to other lands, structures, or buildings in the same district; the literal interpretation of the provision of the Sign Ordinance *(would not)* deprive the applicant of rights commonly enjoyed by other properties in the same district under the provisions of the Sign Ordinance; the special conditions and circumstances do not result from actions of the applicant; and granting the variance requested *(will)* confer upon the applicant any special privilege that is denied by the Sign Ordinance to other similar lands, structures, or buildings in the same district.

Item#

November 15, 2016

By: Taylor, Coleman, Yarber

CITY COUNCIL AGENDA ITEM 10 POINT DATA SHEET

10-17-2016

DATE

| POINTS |   | COMMENTS   |   |
|--------|---|--|---|
| 1.     | <b>Brief Description/Purpose</b>  | Request for St. Dominic's Hospital to erect four ground/monument signs totaling 367 sq ft within a SUD zone which only allows one ground/monument sign per street frontage with a maximum of 100 sq. ft. |   |
| 2.     | <b>Public Policy Initiative</b><br>1. Youth & Education<br>2. Crime Prevention<br>3. Changes in City Government<br>4. Neighborhood Enhancement<br>5. Economic Development<br>6. Infrastructure and Transportation<br>7. Quality of Life | N/A  |   |
| 3.     | <b>Who will be affected</b>   | N/A  |   |
| 4.     | <b>Benefits</b>   | N/A  |   |
| 5.     | <b>Schedule (beginning date)</b>  | N/A  |   |
| 6.     | <b>Location:</b><br>• WARD<br>• CITYWIDE (yes or no) (area)<br>• Project limits if applicable   | Ward 7<br>969 Lakeland Dr.   |   |
| 7.     | <b>Action implemented by:</b><br>• City Department <input checked="" type="checkbox"/><br>• Consultant <input type="checkbox"/>   | Department of Planning & Development<br>Signs & License Division   |   |
| 8.     | <b>COST</b>   | N/A  |   |
| 9.     | <b>Source of Funding</b><br>• General Fund <input type="checkbox"/><br>• Grant <input type="checkbox"/><br>• Bond <input type="checkbox"/><br>• Other <input type="checkbox"/>  | N/A  |   |
| 10.    | <b>EBO participation</b>  | ABE _____ %<br>AABE _____ %<br>WBE _____ %<br>HBE _____ %<br>NABE _____ %  | WAIVER yes ___ no ___ N/A ___<br>WAIVER yes ___ no ___ N/A ___ |



**MEMORANDUM**

**TO:** Mayor Tony Yarber

**FROM:** Eric Jefferson, Director   
Department of Planning & Development

**DATE:** October 17, 2016

**RE:** Sign Variance

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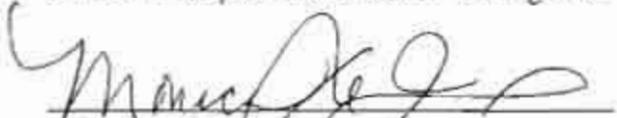
St. Dominic's Hospital, located at 969 Lakeland Drive, is requesting a variance to erect four ground/monument signs totaling 367 sq ft within a SUD zone which only allows one ground/monument sign per street frontage with a maximum of 100 sq. ft. of sign area.

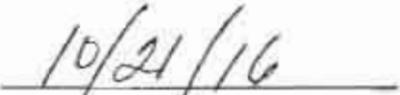
Office of the City Attorney

455 East Capitol Street  
Post Office Box 2779  
Jackson, Mississippi 39207-2779  
Telephone: (601) 960-1799  
Facsimile: (601) 960-1755

## OFFICE OF THE CITY ATTORNEY

This ORDER REQUESTING THE CITY COUNCIL REVIEW AND VOTE TO DENY THE SIGN VARIANCE REQUEST FOR ST. DOMINIC'S HOSPITAL TO ERECT FOUR GROUND/ MONUMENT SIGNS TOTALING 367 SQ FT WITHIN A SUD ZONE WHICH ONLY ALLOWS ONE GROUND/MONUMENT SIGN PER STREET FRONTAGE WITH A MAXIMUM OF 100 SQ FT OF SIGN AREA (WARD 7) is legally sufficient for placement in NOVUS Agenda.

  
\_\_\_\_\_  
Monica D. Joiner, City Attorney  
Dana Sims, Deputy City Attorney 

  
\_\_\_\_\_  
DATE

OFFICE OF THE CITY ATTORNEY  
  
10/21/16



**ORDER REQUESTING THE CITY COUNCIL REVIEW AND VOTE TO APPROVE THE SIGN VARIANCE REQUEST FOR ST. DOMINIC'S HOSPITAL TO ERECT FOUR GROUND/MONUMENT SIGNS ON THE SAME STREET FRONTAGE WITHIN A C-3 ZONE WHICH ONLY ALLOWS ONE GROUND/MONUMENT SIGN PER STREET FRONTAGE (WARD 7)**

**WHEREAS**, the public health, safety or general welfare of the community may require that variances be granted in specific cases as set forth in City of Jackson Sign Ordinance, Sections 102-26, et seq., of the City of Jackson Code of Ordinances; and

**WHEREAS**, pursuant to Section 102-40, no action by the City Council may be taken concerning a variance from the sign regulations until after a public hearing in relation thereto, at which parties in interest and the general citizenry shall have an opportunity to be heard; and

**WHEREAS**, no variance from the Sign Ordinance shall be passed by the City Council unless and until an application seeking the variance is filed with the City's Signs and License Division, with such application containing, at a minimum, a legal description, location map, plot plan, the exact nature of the requested variance, the grounds upon which it is requested, and/or such other information as may be required by the Signs and License Division manager; and

**WHEREAS**, said variance application shall also demonstrate that:

1. Special conditions and circumstances exist which are peculiar to the land, structure, or building involved and which are not applicable to other lands, structures, or buildings in the same district;
2. The literal interpretation of the provisions of the Sign Ordinance would deprive the applicant of rights commonly enjoyed by other properties in the same district under the provisions of the Sign Ordinance;
3. The special conditions and circumstances do not result from actions of the applicant; and
4. Granting the variance requested will not confer upon the applicant any special privilege that is denied by the Sign Ordinance to other similar lands, structures, or buildings in the same district; and

**WHEREAS**, St. Dominic's Hospital, the applicant herein, has requested a variance from the Sign Ordinance regulations to erect four ground/monument signs on the same street frontage within a C-3 zone which only allows one ground/monument sign per street frontage.

**IT IS THEREFORE, ORDERED** that St. Dominic's Hospital is hereby (*approved*) a variance from the Sign Ordinance regulations to erect four ground/monument signs on the same street frontage within a C-3 zone which only allows one ground/monument sign per street frontage, it being determined that the parties in interest and the general citizenry first had their opportunity to be heard and that the applicant (**has**) met the necessary criteria for the requested variance.

**IT IS FURTHER ORDERED** that the City Council has considered the variance application and grants the variance requested therein based on a finding that special conditions and circumstances exist which are peculiar to the land, structure, or building involved and which are not applicable to other lands, structures, or buildings in the same district; the literal interpretation of the provision of the Sign Ordinance (*would*) deprive the applicant of rights commonly enjoyed by other properties in the same district under the provisions of the Sign Ordinance; the special conditions and circumstances do not result from actions of the applicant; and granting the variance requested (*will not*) confer upon the applicant any special privilege that is denied by the Sign Ordinance to other similar lands, structures, or buildings in the same district.

Item#

November 15, 2016

By: Taylor. Coleman, Yarber

CITY COUNCIL AGENDA ITEM 10 POINT DATA SHEET

10-17-2016

DATE

| POINTS |   | COMMENTS  |  |
|--------|---|---|--|
| 1.     | <b>Brief Description/Purpose</b>  | Request for St. Dominic's Hospital to erect four ground/monument signs on the same street frontage within a C-3 zone which only allows one ground/monument sign per street frontage.  |  |
| 2.     | <b>Public Policy Initiative</b><br>1. Youth & Education<br>2. Crime Prevention<br>3. Changes in City Government<br>4. Neighborhood Enhancement<br>5. Economic Development<br>6. Infrastructure and Transportation<br>7. Quality of Life | N/A   |  |
| 3.     | <b>Who will be affected</b>   | N/A   |  |
| 4.     | <b>Benefits</b>   | N/A   |  |
| 5.     | <b>Schedule (beginning date)</b>  | N/A   |  |
| 6.     | <b>Location:</b><br>• WARD<br>• CITYWIDE (yes or no) (area)<br>• Project limits if applicable   | 970 Lakeland Drive WARD 7   |  |
| 7.     | <b>Action implemented by:</b><br>• City Department <input checked="" type="checkbox"/><br>• Consultant <input type="checkbox"/>   | Department of Planning & Development<br>Signs & License Division  |  |
| 8.     | <b>COST</b>   | N/A   |  |
| 9.     | <b>Source of Funding</b><br>• General Fund <input type="checkbox"/><br>• Grant <input type="checkbox"/><br>• Bond <input type="checkbox"/><br>• Other <input type="checkbox"/>  | N/A   |  |
| 10.    | <b>EBO participation</b>  | ABE _____ %      WAIVER    yes ___ no ___      N/A <u>  X  </u><br>AABE _____ %      WAIVER    yes ___ no ___      N/A <u>  X  </u><br>WBE _____ %      WAIVER    yes ___ no ___      N/A <u>  X  </u><br>HBE _____ %      WAIVER    yes ___ no ___      N/A <u>  X  </u><br>NABE _____ %      WAIVER    yes ___ no ___      N/A <u>  X  </u> |  |



**MEMORANDUM**

**TO:** Mayor Tony Yarber

**FROM:** Eric Jefferson, Director *EJ*  
Department of Planning & Development

**DATE:** October 17, 2016

**RE:** Sign Variance

---

St. Dominic's Hospital located at 970 Lakeland Drive, is requesting a variance to erect four ground/monument signs on the same street frontage within a C-3 zone which only allows one ground/monument sign per street frontage.

Office of the City Attorney

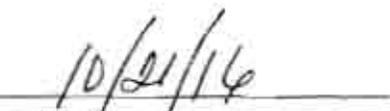
455 East Capitol Street  
Post Office Box 2779  
Jackson, Mississippi 39207-2779  
Telephone: (601) 960-1799  
Facsimile: (601) 960-1756

## OFFICE OF THE CITY ATTORNEY

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This ORDER REQUESTING THE CITY COUNCIL REVIEW AND VOTE TO APPROVE THE SIGN VARIANCE REQUEST FOR ST. DOMINIC'S HOSPITAL TO ERECT FOUR GROUND/ MONUMENT SIGNS ON THE SAME STREET FRONTAGE WITHIN A C-3 ZONE WHICH ONLY ALLOWS ONE GROUND/MONUMENT SIGN PER STREET FRONTAGE (WARD 7) is legally sufficient for placement in NOVUS Agenda.

  
\_\_\_\_\_  
Monica D. Joiner *City Attorney*  
Dana Sims, *Deputy City Attorney* 

  
\_\_\_\_\_  
DATE

OFFICE OF THE CITY ATTORNEY  
  
10/21/14



OFFICE OF THE CITY ATTORNEY  
10/21/16

**REQUESTING THE CITY COUNCIL REVIEW AND VOTE TO DENY THE SIGN VARIANCE REQUEST FOR ST. DOMINIC'S HOSPITAL TO ERECT FOUR GROUND/MONUMENT SIGNS ON THE SAME STREET FRONTAGE WITHIN A C-3 ZONE WHICH ONLY ALLOWS ONE GROUND/MONUMENT SIGN PER STREET FRONTAGE (WARD 7)**

**WHEREAS**, the public health, safety or general welfare of the community may require that variances be granted in specific cases as set forth in City of Jackson Sign Ordinance, Sections 102-26, et seq., of the City of Jackson Code of Ordinances; and

**WHEREAS**, pursuant to Section 102-40, no action by the City Council may be taken concerning a variance from the sign regulations until after a public hearing in relation thereto, at which parties in interest and the general citizenry shall have an opportunity to be heard; and

**WHEREAS**, no variance from the Sign Ordinance shall be passed by the City Council unless and until an application seeking the variance is filed with the City's Signs and License Division, with such application containing, at a minimum, a legal description, location map, plot plan, the exact nature of the requested variance, the grounds upon which it is requested, and/or such other information as may be required by the Signs and License Division manager; and

**WHEREAS**, said variance application shall also demonstrate that:

1. Special conditions and circumstances exist which are peculiar to the land, structure, or building involved and which are not applicable to other lands, structures, or buildings in the same district;
2. The literal interpretation of the provisions of the Sign Ordinance would deprive the applicant of rights commonly enjoyed by other properties in the same district under the provisions of the Sign Ordinance;
3. The special conditions and circumstances do not result from actions of the applicant; and
4. Granting the variance requested will not confer upon the applicant any special privilege that is denied by the Sign Ordinance to other similar lands, structures, or buildings in the same district; and

**WHEREAS**, St. Dominic's Hospital, the applicant herein, has requested a variance from the Sign Ordinance regulations to erect four ground/monument signs on the same street frontage within a C-3 zone which only allows one ground/monument sign per street frontage.

#40

**IT IS THEREFORE, ORDERED** that St. Dominic's Hospital is hereby *(denied)* a variance from the Sign Ordinance regulations to erect four ground/monument signs on the same street frontage within a C-3 zone which only allows one ground/monument sign per street frontage, it being determined that the parties in interest and the general citizenry first had their opportunity to be heard and that the applicant **(has not)** met the necessary criteria for the requested variance.

**IT IS FURTHER ORDERED** that the City Council has considered the variance application and denies the variance requested therein based on a finding that no special conditions and circumstances exist which are peculiar to the land, structure, or building involved and which are not applicable to other lands, structures, or buildings in the same district; the literal interpretation of the provision of the Sign Ordinance *(would not)* deprive the applicant of rights commonly enjoyed by other properties in the same district under the provisions of the Sign Ordinance; the special conditions and circumstances do not result from actions of the applicant; and granting the variance requested *(will)* confer upon the applicant any special privilege that is denied by the Sign Ordinance to other similar lands, structures, or buildings in the same district.

Item#

November 15, 2016

By: Taylor. Coleman. Yarber

CITY COUNCIL AGENDA ITEM 10 POINT DATA SHEET

10-17-2016

DATE

| POINTS |   | COMMENTS   |     |         |        |     |     |          |     |     |          |      |         |        |     |     |    |     |     |          |     |         |        |     |     |    |     |     |          |     |         |        |     |     |    |     |     |          |      |         |        |     |     |    |     |     |          |
|--------|---|--|-----|---------|--------|-----|-----|----------|-----|-----|----------|------|---------|--------|-----|-----|----|-----|-----|----------|-----|---------|--------|-----|-----|----|-----|-----|----------|-----|---------|--------|-----|-----|----|-----|-----|----------|------|---------|--------|-----|-----|----|-----|-----|----------|
| 1.     | <b>Brief Description/Purpose</b>  | Request for St. Dominic's Hospital to erect four ground/monument signs on the same street frontage within a C-3 zone which only allows one ground/monument sign per street frontage.   |     |         |        |     |     |          |     |     |          |      |         |        |     |     |    |     |     |          |     |         |        |     |     |    |     |     |          |     |         |        |     |     |    |     |     |          |      |         |        |     |     |    |     |     |          |
| 2.     | <b>Public Policy Initiative</b><br>1. Youth & Education<br>2. Crime Prevention<br>3. Changes in City Government<br>4. Neighborhood Enhancement<br>5. Economic Development<br>6. Infrastructure and Transportation<br>7. Quality of Life | N/A  |     |         |        |     |     |          |     |     |          |      |         |        |     |     |    |     |     |          |     |         |        |     |     |    |     |     |          |     |         |        |     |     |    |     |     |          |      |         |        |     |     |    |     |     |          |
| 3.     | <b>Who will be affected</b>   | N/A  |     |         |        |     |     |          |     |     |          |      |         |        |     |     |    |     |     |          |     |         |        |     |     |    |     |     |          |     |         |        |     |     |    |     |     |          |      |         |        |     |     |    |     |     |          |
| 4.     | <b>Benefits</b>   | N/A  |     |         |        |     |     |          |     |     |          |      |         |        |     |     |    |     |     |          |     |         |        |     |     |    |     |     |          |     |         |        |     |     |    |     |     |          |      |         |        |     |     |    |     |     |          |
| 5.     | <b>Schedule (beginning date)</b>  | N/A  |     |         |        |     |     |          |     |     |          |      |         |        |     |     |    |     |     |          |     |         |        |     |     |    |     |     |          |     |         |        |     |     |    |     |     |          |      |         |        |     |     |    |     |     |          |
| 6.     | <b>Location:</b><br>• WARD<br>• CITYWIDE (yes or no) (area)<br>• Project limits if applicable   | 970 Lakeland Drive WARD 7  |     |         |        |     |     |          |     |     |          |      |         |        |     |     |    |     |     |          |     |         |        |     |     |    |     |     |          |     |         |        |     |     |    |     |     |          |      |         |        |     |     |    |     |     |          |
| 7.     | <b>Action implemented by:</b><br>• City Department <input checked="" type="checkbox"/><br>• Consultant <input type="checkbox"/>   | Department of Planning & Development<br>Signs & License Division   |     |         |        |     |     |          |     |     |          |      |         |        |     |     |    |     |     |          |     |         |        |     |     |    |     |     |          |     |         |        |     |     |    |     |     |          |      |         |        |     |     |    |     |     |          |
| 8.     | <b>COST</b>   | N/A  |     |         |        |     |     |          |     |     |          |      |         |        |     |     |    |     |     |          |     |         |        |     |     |    |     |     |          |     |         |        |     |     |    |     |     |          |      |         |        |     |     |    |     |     |          |
| 9.     | <b>Source of Funding</b><br>• General Fund <input type="checkbox"/><br>• Grant <input type="checkbox"/><br>• Bond <input type="checkbox"/><br>• Other <input type="checkbox"/>  | N/A  |     |         |        |     |     |          |     |     |          |      |         |        |     |     |    |     |     |          |     |         |        |     |     |    |     |     |          |     |         |        |     |     |    |     |     |          |      |         |        |     |     |    |     |     |          |
| 10.    | <b>EBO participation</b>  | <table border="0"> <tr> <td>ABE</td> <td>_____ %</td> <td>WAIVER</td> <td>yes</td> <td>___</td> <td>no</td> <td>___</td> <td>N/A</td> <td><u>X</u></td> </tr> <tr> <td>AABE</td> <td>_____ %</td> <td>WAIVER</td> <td>yes</td> <td>___</td> <td>no</td> <td>___</td> <td>N/A</td> <td><u>X</u></td> </tr> <tr> <td>WBE</td> <td>_____ %</td> <td>WAIVER</td> <td>yes</td> <td>___</td> <td>no</td> <td>___</td> <td>N/A</td> <td><u>X</u></td> </tr> <tr> <td>HBE</td> <td>_____ %</td> <td>WAIVER</td> <td>yes</td> <td>___</td> <td>no</td> <td>___</td> <td>N/A</td> <td><u>X</u></td> </tr> <tr> <td>NABE</td> <td>_____ %</td> <td>WAIVER</td> <td>yes</td> <td>___</td> <td>no</td> <td>___</td> <td>N/A</td> <td><u>X</u></td> </tr> </table> | ABE | _____ % | WAIVER | yes | ___ | no       | ___ | N/A | <u>X</u> | AABE | _____ % | WAIVER | yes | ___ | no | ___ | N/A | <u>X</u> | WBE | _____ % | WAIVER | yes | ___ | no | ___ | N/A | <u>X</u> | HBE | _____ % | WAIVER | yes | ___ | no | ___ | N/A | <u>X</u> | NABE | _____ % | WAIVER | yes | ___ | no | ___ | N/A | <u>X</u> |
| ABE    | _____ %   | WAIVER   | yes | ___     | no     | ___ | N/A | <u>X</u> |     |     |          |      |         |        |     |     |    |     |     |          |     |         |        |     |     |    |     |     |          |     |         |        |     |     |    |     |     |          |      |         |        |     |     |    |     |     |          |
| AABE   | _____ %   | WAIVER   | yes | ___     | no     | ___ | N/A | <u>X</u> |     |     |          |      |         |        |     |     |    |     |     |          |     |         |        |     |     |    |     |     |          |     |         |        |     |     |    |     |     |          |      |         |        |     |     |    |     |     |          |
| WBE    | _____ %   | WAIVER   | yes | ___     | no     | ___ | N/A | <u>X</u> |     |     |          |      |         |        |     |     |    |     |     |          |     |         |        |     |     |    |     |     |          |     |         |        |     |     |    |     |     |          |      |         |        |     |     |    |     |     |          |
| HBE    | _____ %   | WAIVER   | yes | ___     | no     | ___ | N/A | <u>X</u> |     |     |          |      |         |        |     |     |    |     |     |          |     |         |        |     |     |    |     |     |          |     |         |        |     |     |    |     |     |          |      |         |        |     |     |    |     |     |          |
| NABE   | _____ %   | WAIVER   | yes | ___     | no     | ___ | N/A | <u>X</u> |     |     |          |      |         |        |     |     |    |     |     |          |     |         |        |     |     |    |     |     |          |     |         |        |     |     |    |     |     |          |      |         |        |     |     |    |     |     |          |



**MEMORANDUM**

**TO:** Mayor Tony Yarber

**FROM:** Eric Jefferson, Director   
Department of Planning & Development

**DATE:** October 17, 2016

**RE:** Sign Variance

---

St. Dominic's Hospital located at 970 Lakeland Drive, is requesting a variance to erect four ground/monument signs on the same street frontage within a C-3 zone which only allows one ground/monument sign per street frontage.

Office of the City Attorney

455 East Capitol Street  
Post Office Box 2779  
Jackson, Mississippi 39207-2779  
Telephone: (601) 960-1799  
Facsimile: (601) 960-1756

## OFFICE OF THE CITY ATTORNEY

This ORDER REQUESTING THE CITY COUNCIL REVIEW AND VOTE TO DENY THE SIGN VARIANCE REQUEST FOR ST. DOMINIC'S HOSPITAL TO ERECT FOUR GROUND/ MONUMENT SIGNS ON THE SAME STREET FRONTAGE WITHIN A C-3 ZONE WHICH ONLY ALLOWS ONE GROUND/MONUMENT SIGN PER STREET FRONTAGE (WARD 7) is legally sufficient for placement in NOVUS Agenda.

  
\_\_\_\_\_  
Monica D. Joiner, City Attorney  
Dana Sims, Deputy City Attorney 

10/21/16  
DATE



OFFICE OF THE CITY ATTORNEY  
*[Signature]*

**AMENDED ORDER AUTHORIZING THE MAYOR TO EXECUTE CONTRACTS BETWEEN THE CITY OF JACKSON AND VARIOUS CONTRACTORS FOR THE USE OF 2015 COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) FUNDS TO IMPLEMENT LIMITED HOUSING REPAIR ACTIVITIES.**

**WHEREAS**, by Council Order dated August 9, 2016, found at Minute Book 6J Page 502, the Mayor was authorized to execute contracts between the City of Jackson and various contractors for the use of 2015 Community Development Block Grant (CDBG) funds to implement limited housing repair activities on four (4) qualifying units and approved three (3) contractors to commence work; and

**WHEREAS**, LeFlore Construction, LLC was the lowest and best bidder for two (2) units, Multi-Con, Inc. was the lowest and best bidder for one (1) unit and Anderson Construction was the lowest and best for one (1) unit; and

**WHEREAS**, on October 12, 2016, Leflore Construction submitted a notice to Office of Housing and Community Development of the City of Jackson, rescinding its acceptance of the two (2) units previously awarded under the August 9, 2016 Council Order;

**WHEREAS**, Multi-Con was the next lowest and best bidder for the two (2) units previously awarded to LeFlore Construction; and

**WHEREAS**, on October 20, 2016, Multi-Con accepted the offer to complete rehabilitation activities on the two (2) units originally awarded to Leflore Construction, LLC.

**IT, IS THEREFORE, ORDERED** that the prior Order approved on August 9, 2016 and found at Minute Book 6J Page 502 be amended to remove Leflore Construction, LLC as the contractor for two (2) units and award them to the next lowest bidder, Multi-Con, Inc; and to execute contracts and any and all documents necessary with the contractors for the use of 2015 Program Year CDBG funds for the rehabilitation of four (4) units on the list of homes scheduled to receive limited housing repair activities. The contractors and bid amounts are as follows:

|                       |                    |             |
|-----------------------|--------------------|-------------|
| Multi-Con, Inc.       | 515 Buena Vista    | \$24,851.00 |
| Multi-Con, Inc.       | 3502 Brame Ave     | \$27,061.10 |
| Multi-Con, Inc.       | 4648 N. State St   | \$26,387.90 |
| Anderson & Associates | 761 Kensington Pl. | \$27,337.20 |

Item Number 41  
Date November 15, 2016  
By: Yarber, Jefferson, Henderson

Office of the City Attorney

455 East Capitol Street  
Post Office Box 2779  
Jackson, Mississippi 39207-2779  
Telephone: (601) 960-1799  
Facsimile: (601) 960-1756

## OFFICE OF THE CITY ATTORNEY

This AMENDED ORDER AUTHORIZING THE MAYOR TO EXECUTE CONTRACTS BETWEEN THE CITY OF JACKSON AND VARIOUS CONTRACTORS FOR THE USE OF 2015 COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) FUNDS TO IMPLEMENT LIMITED HOUSING REPAIR ACTIVITIES is legally sufficient for placement in NOVUS Agenda.

OFFICE OF THE CITY ATTORNEY  
Stallone  
Williams

  
\_\_\_\_\_  
Monica D. Joiner, City Attorney  
Azande Williams, Deputy City Attorney 

11/9/16  
\_\_\_\_\_  
DATE

## OFFICE OF HOUSING AND COMMUNITY DEVELOPMENT

### MEMORANDUM

**TO:** Mayor Tony Yarber

**FROM:** Vanessa Henderson, Deputy Director  
Office of Housing and Community Development

**CC:** Eric Jefferson, Director, Department of Planning

**DATE:** November 1, 2016

**RE:** Agenda Item for November 15, 2016 City Council Meeting

The Office of Housing and Community Development is preparing to begin rehabilitation activities for properties enrolled in the CDBG funded Limited Repair Program. To date, there are approximately 60 persons approved for services from the over 400 application received. The five approved contractors were asked to complete a walk through with OHCD staff and provide cost estimates on four (4) units on the list of homes scheduled to receive limited housing repair activities. On October 12, 2016 Leflore Construction submitted a notice to OHCD rescinding it's acceptance of the two (2) units previously awarded. Multi-Con was the next lowest and best bidder for the two (2) units and therefore contacted. On October 20, 2016, Multi-Con accepted the offer to complete rehabilitation activities on the two (2) units originally awarded to Leflore Construction, LLC.

Neighborhood Enhancement Division (NED) staff has compiled cost estimates utilizing the HomeWyse website and actual cost data from local building supply providers to establish the standard for a reasonable "lowest and best" bid. If the bid is not 10% greater than or 10% lower than the amount established in the cost estimate, it is a reasonable cost.

Two items are attached for your review and approval: (1) the amended agenda item authorizes the Mayor to execute contracts for the use of 2015 Community Development Block Grant (CDBG) funds based upon the recommendations of OHCD staff; and (2) a summary of the bids provided by the approved contractors.

If you have questions or need additional information, please let me know.

CITY COUNCIL AGENDA ITEM 10 POINT DATA SHEET

DATE: 11/15/2016

|              | POINTS  | COMMENTS  |             |              |           |          |           |              |              |           |          |           |             |              |           |          |           |             |              |           |          |           |              |              |           |          |           |
|--------------|---|---|-------------|--------------|-----------|----------|-----------|--------------|--------------|-----------|----------|-----------|-------------|--------------|-----------|----------|-----------|-------------|--------------|-----------|----------|-----------|--------------|--------------|-----------|----------|-----------|
| 1.           | <b>Brief Description</b>  | AMENDED ORDER AUTHORIZING THE MAYOR TO EXECUTE CONTRACTS BETWEEN THE CITY OF JACKSON AND VARIOUS CONTRACTORS FOR THE USE OF 2015 COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) FUNDS TO IMPLEMENT LIMITED HOUSING REHABILITATION REPAIR ACTIVITIES   |             |              |           |          |           |              |              |           |          |           |             |              |           |          |           |             |              |           |          |           |              |              |           |          |           |
| 2.           | <b>Purpose</b>  | Provide limited rehabilitation services low- and moderate-income families who own and reside in their properties. The majority of the applicants are elderly residents over the age of 62.  |             |              |           |          |           |              |              |           |          |           |             |              |           |          |           |             |              |           |          |           |              |              |           |          |           |
| 3.           | <b>Who will be affected</b>   | City of Jackson   |             |              |           |          |           |              |              |           |          |           |             |              |           |          |           |             |              |           |          |           |              |              |           |          |           |
| 4.           | <b>Benefits</b>   | This project helps residents make necessary repairs that improve the affordability, livability, health, and safety of their homes.  |             |              |           |          |           |              |              |           |          |           |             |              |           |          |           |             |              |           |          |           |              |              |           |          |           |
| 5.           | <b>Schedule (beginning date)</b>  | November 2016   |             |              |           |          |           |              |              |           |          |           |             |              |           |          |           |             |              |           |          |           |              |              |           |          |           |
| 6.           | <b>Location:</b><br><b>WARD</b><br><b>CITYWIDE (yes/no)</b><br><b>(area)</b><br><b>Project limits if applicable</b>           | City of Jackson   |             |              |           |          |           |              |              |           |          |           |             |              |           |          |           |             |              |           |          |           |              |              |           |          |           |
| 7.           | <b>Action implemented by:</b><br><b>City Department</b> <u>  X  </u><br><b>Consultant</b> _____                               | Department of Planning<br>Office of Housing & Community Development.  |             |              |           |          |           |              |              |           |          |           |             |              |           |          |           |             |              |           |          |           |              |              |           |          |           |
| 8.           | <b>COST</b>   | \$105,637.20 CDBG funds   |             |              |           |          |           |              |              |           |          |           |             |              |           |          |           |             |              |           |          |           |              |              |           |          |           |
| 9.           | <b>Source of Funding</b><br><b>General fund</b> _____<br><b>Grant</b> <u>  X  </u><br><b>Bond</b> _____<br><b>Other</b> _____ | 085-845-10-6485   |             |              |           |          |           |              |              |           |          |           |             |              |           |          |           |             |              |           |          |           |              |              |           |          |           |
| 10.          | <b>E. B.O. Participation</b>  | <table border="0"> <tr> <td>ABE _____ %</td> <td>WAIVER _____</td> <td>yes _____</td> <td>no _____</td> <td>N/A _____</td> </tr> <tr> <td>AABE _____ %</td> <td>WAIVER _____</td> <td>yes _____</td> <td>no _____</td> <td>N/A _____</td> </tr> <tr> <td>WBE _____ %</td> <td>WAIVER _____</td> <td>yes _____</td> <td>no _____</td> <td>N/A _____</td> </tr> <tr> <td>HBE _____ %</td> <td>WAIVER _____</td> <td>yes _____</td> <td>no _____</td> <td>N/A _____</td> </tr> <tr> <td>NABE _____ %</td> <td>WAIVER _____</td> <td>yes _____</td> <td>no _____</td> <td>N/A _____</td> </tr> </table> | ABE _____ % | WAIVER _____ | yes _____ | no _____ | N/A _____ | AABE _____ % | WAIVER _____ | yes _____ | no _____ | N/A _____ | WBE _____ % | WAIVER _____ | yes _____ | no _____ | N/A _____ | HBE _____ % | WAIVER _____ | yes _____ | no _____ | N/A _____ | NABE _____ % | WAIVER _____ | yes _____ | no _____ | N/A _____ |
| ABE _____ %  | WAIVER _____  | yes _____   | no _____    | N/A _____    |           |          |           |              |              |           |          |           |             |              |           |          |           |             |              |           |          |           |              |              |           |          |           |
| AABE _____ % | WAIVER _____  | yes _____   | no _____    | N/A _____    |           |          |           |              |              |           |          |           |             |              |           |          |           |             |              |           |          |           |              |              |           |          |           |
| WBE _____ %  | WAIVER _____  | yes _____   | no _____    | N/A _____    |           |          |           |              |              |           |          |           |             |              |           |          |           |             |              |           |          |           |              |              |           |          |           |
| HBE _____ %  | WAIVER _____  | yes _____   | no _____    | N/A _____    |           |          |           |              |              |           |          |           |             |              |           |          |           |             |              |           |          |           |              |              |           |          |           |
| NABE _____ % | WAIVER _____  | yes _____   | no _____    | N/A _____    |           |          |           |              |              |           |          |           |             |              |           |          |           |             |              |           |          |           |              |              |           |          |           |
|              |   |   |             |              |           |          |           |              |              |           |          |           |             |              |           |          |           |             |              |           |          |           |              |              |           |          |           |

**LIMITED REHAB PROGRAM  
 BID COMPARISON 7-20-16 #13**

| ADDRESS              | COST ESTIMATE | COMPARISON              | ANDERSON     | Multit-Con   | Leftore      | Wiggins      |
|----------------------|---------------|-------------------------|--------------|--------------|--------------|--------------|
| 4648 North State St  | \$ 23,989.00  | \$26,387.90/\$21,590.10 | \$ 29,500.00 | \$ 26,852.40 | \$ 36,000.00 |              |
| 761 Kensington Place | \$ 24,852.00  | \$27,337.20/\$22,366.80 | \$ 29,500.00 | \$ 44,460.00 | \$ 38,000.00 |              |
| 3502 Brame Ave.      | \$ 24,601.00  | \$27,061.10/\$22,140.90 |              | \$ 47,680.00 | \$ 28,500.00 |              |
| 515 Buena Vista      | \$ 27,530.00  | \$30,283/\$24,777       | \$ 38,500.00 | \$ 30,845.00 | \$ 26,700.00 | \$ 38,000.00 |

Negotiated price with lowest bidders.



OFFICE OF THE CITY ATTORNEY  
10/24/16

**ORDER AUTHORIZING THE EXECUTION AND DELIVERY,  
REIMBURSEMENT AGREEMENT WITH UNIVERSITY PARKWAY,  
LLC AND ITS AFFILIATES IN CONNECTION WITH THE TAX  
INCREMENT FINANCING PLAN OF 2016, EAST VILLAGE ESTATES  
PROJECT, JACKSON, MISSISSIPPI.**

**WHEREAS**, the City Council of the City of Jackson, Mississippi (the "Council" of the "City"), acting for and on behalf of the City, hereby finds, determines and adjudicates as follows:

1. Under the power and authority granted by the laws of the State of Mississippi and particularly under Chapter 45 of Title 21 (the "TIF Act"), and Title 57, Chapter 64 (the "REDA Act"), Mississippi Code of 1972, as amended (collectively, the "Act"), the City has previously approved the Tax Increment Financing Plan (the "Redevelopment Plan") and the East Village Estates Tax Increment Financing Plan of 2016, City of Jackson, Mississippi (the "TIF Plan).

2. Under the Act, the Council is authorized and empowered to issue tax increment financing bonds (the "TIF Bonds") to support the East Village Estates Development Project (the "Project") to be used to pay the costs of infrastructure to support the Project, which may include but not be limited to installation and/or relocation of utilities such as water, sanitary sewer; construction, renovation or rehabilitation of drainage improvements, roadways, sidewalks, site improvements including without limitation earth work and excavation, surface parking, parking structures, demolition, electrical improvements, landscaping of rights-of-way, related architectural/engineering fees, attorney's fees, TIF Plan preparation fees, issuance costs, capitalized interest, the establishment of a bond fund and other related soft costs (individually and collectively, the "Infrastructure Improvements") at such times in the future as the Council sees fit to finance the Infrastructure Improvements to support the Project, which is being constructed by University Parkway, LLC and its affiliates (the "Developer"), as described in the TIF Plan.

3. The Council has determined that, pursuant to the Act, it is in the best interest of the City that a Development and Reimbursement Agreement (the "Reimbursement Agreement") setting out the terms and conditions under which the Bonds will be issued and providing for the payment thereof, be approved and executed by the City and the Developer in substantially the form attached hereto as **Exhibit "A"**.

4. The City understands and reasonably expects that the Developer has and will incur expenditures for the Infrastructure Improvements prior to the issuance of the Bonds and the City intends to reimburse the Developer for such qualifying expenditures as set forth in the Reimbursement Agreement.

#42

**NOW, THEREFORE, BE IT ORDERED**, by the Council as follows:

SECTION 1. All of the findings of fact made and set forth in the preamble to this order shall be and the same are hereby found, declared, and adjudicated to be true and correct.

SECTION 2. The Council does hereby approve and adopt the Reimbursement Agreement in substantially the form attached hereto providing for reimbursements for the Infrastructure Improvements not to exceed Seven Hundred Thousand Dollars (\$700,000).

SECTION 3. The Council does hereby authorize and direct the Mayor and City Clerk to execute and deliver the Reimbursement Agreement for and on behalf of the City with such changes, insertions and omissions as may be approved by such officers, said execution and delivery being conclusive evidence of such approval. Such officers are specifically authorized to approve changes which may include changes in the dates for completion of all or a portion of the Infrastructure Improvements and the Project in order to coordinate the cash flows resulting from the Project with the principal and interest maturities for the Bonds.

SECTION 4. Pursuant to Section 1.150-2 of the Treasury Regulations (the "Reimbursement Regulations"), the Council hereby confirms prior declarations and declares anew its official intent to reimburse expenditures made for the Project prior to the issuance of the TIF Bonds with proceeds of the TIF Bonds to the extent permitted by the Reimbursement Regulations.

MEMORANDUM

To: Tony T. Yarber, Mayor

From: Michael A. Davis, Manager   
Economic Development

Date: August 11, 2016

Subject: Agenda Item

---

The attached agenda item is an order authorizing the execution and delivery of a reimbursement agreement with University Parkway, LLC and its affiliates in connection with the tax increment financing plan of 2016, East Village Estates Project, Jackson, Mississippi. The proposed project consists of the following developments:

East Village Estates TIF:

1. East Village Estates (owner University Parkway, LLC, d/b/a East Village Estates):
  - A. Number of Homes: 44 Townhomes and 2,500 square foot community center.
  - B. Size of Homes: 1,520 SF of living space, 2 car garage, 9 foot ceilings, plus many other amenities and upgrades (List available if desired).
  - C. Cost of Homes: Total development budget: \$7,800,000.
  - D. Completion (Occupancy) Date: February and March 2016 (36 homes occupied, remaining 8 to be occupied within 10 days to 2 weeks).
2. East Village Estates II (owner):
  - A. Number of Homes: 50 Townhomes.
  - B. Size of Homes: 1,520 SF of living space, 2 car garage, 9 foot ceilings, plus many other amenities and upgrades.
  - C. Cost of Homes: Total development budget: \$7,500,000.
  - D. Completion (Occupancy) Date: 12 months after commencing construction.

This Plan will be primarily implemented by the Department of Planning, City of Jackson, as a vehicle to induce and/or encourage major economic development in the City of Jackson.

If you have questions, please do not hesitate to contact me.

| POINTS |  | COMMENTS  |     |         |        |     |    |     |      |         |        |     |    |     |     |         |        |     |    |     |     |         |        |     |    |     |      |         |        |     |    |     |
|--------|--|---|-----|---------|--------|-----|----|-----|------|---------|--------|-----|----|-----|-----|---------|--------|-----|----|-----|-----|---------|--------|-----|----|-----|------|---------|--------|-----|----|-----|
| 1.     | <b>Brief Description</b>   | ORDER AUTHORIZING THE EXECUTION AND DELIVERY OF A REIMBURSEMENT AGREEMENT WITH UNIVERSITY PARKWAY, LLC AND ITS AFFILIATES IN CONNECTION WITH THE TAX INCREMENT FINANCING PLAN OF 2016, EAST VILLAGE ESTATES PROJECT, JACKSON, MISSISSIPPI.  |     |         |        |     |    |     |      |         |        |     |    |     |     |         |        |     |    |     |     |         |        |     |    |     |      |         |        |     |    |     |
| 2.     | <b>Purpose</b>   | To provide incentives for redevelopment on the old Neighborhood.  |     |         |        |     |    |     |      |         |        |     |    |     |     |         |        |     |    |     |     |         |        |     |    |     |      |         |        |     |    |     |
| 3.     | <b>Who will be affected</b>  | Citizens of Jackson and Applicant   |     |         |        |     |    |     |      |         |        |     |    |     |     |         |        |     |    |     |     |         |        |     |    |     |      |         |        |     |    |     |
| 4.     | <b>Benefits</b>  | Reimbursement up to \$700,000 on eligible improvements to properties that are necessary to sustain a viable business community.   |     |         |        |     |    |     |      |         |        |     |    |     |     |         |        |     |    |     |     |         |        |     |    |     |      |         |        |     |    |     |
| 5.     | <b>Schedule (beginning date)</b>   | Upon completion of project  |     |         |        |     |    |     |      |         |        |     |    |     |     |         |        |     |    |     |     |         |        |     |    |     |      |         |        |     |    |     |
| 6.     | <b>Location:</b><br><ul style="list-style-type: none"> <li>▪ <b>WARD</b></li> <li>▪ <b>CITYWIDE (yes or no) (area)</b></li> <li>▪ <b>Project limits if applicable</b></li> </ul>           | Ward 6  |     |         |        |     |    |     |      |         |        |     |    |     |     |         |        |     |    |     |     |         |        |     |    |     |      |         |        |     |    |     |
| 7.     | <b>Action implemented by:</b><br><ul style="list-style-type: none"> <li>▪ <b>City Department</b> <input type="checkbox"/></li> <li>▪ <b>Consultant</b> <input type="checkbox"/></li> </ul> | Department of Planning and Development<br>Office of Economic Development  |     |         |        |     |    |     |      |         |        |     |    |     |     |         |        |     |    |     |     |         |        |     |    |     |      |         |        |     |    |     |
| 8.     | <b>COST</b>  | \$700,000 up to 20 year period.   |     |         |        |     |    |     |      |         |        |     |    |     |     |         |        |     |    |     |     |         |        |     |    |     |      |         |        |     |    |     |
| 9.     | <b>Source of Funding</b><br><ul style="list-style-type: none"> <li>▪ <b>Bond</b> <input type="checkbox"/></li> </ul>   | Bond (TIF)  |     |         |        |     |    |     |      |         |        |     |    |     |     |         |        |     |    |     |     |         |        |     |    |     |      |         |        |     |    |     |
| 10.    | <b>EBO participation</b><br><br><b>See attached sheets from Vendors</b>  | <table style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 15%;">ABE</td> <td style="width: 15%;">_____ %</td> <td style="width: 15%;">WAIVER</td> <td style="width: 10%;">yes</td> <td style="width: 10%;">no</td> <td style="width: 10%;">N/A</td> </tr> <tr> <td>AABE</td> <td>_____ %</td> <td>WAIVER</td> <td>yes</td> <td>no</td> <td>N/A</td> </tr> <tr> <td>WBE</td> <td>_____ %</td> <td>WAIVER</td> <td>yes</td> <td>no</td> <td>N/A</td> </tr> <tr> <td>HBE</td> <td>_____ %</td> <td>WAIVER</td> <td>yes</td> <td>no</td> <td>N/A</td> </tr> <tr> <td>NABE</td> <td>_____ %</td> <td>WAIVER</td> <td>yes</td> <td>no</td> <td>N/A</td> </tr> </table> | ABE | _____ % | WAIVER | yes | no | N/A | AABE | _____ % | WAIVER | yes | no | N/A | WBE | _____ % | WAIVER | yes | no | N/A | HBE | _____ % | WAIVER | yes | no | N/A | NABE | _____ % | WAIVER | yes | no | N/A |
| ABE    | _____ %  | WAIVER  | yes | no      | N/A    |     |    |     |      |         |        |     |    |     |     |         |        |     |    |     |     |         |        |     |    |     |      |         |        |     |    |     |
| AABE   | _____ %  | WAIVER  | yes | no      | N/A    |     |    |     |      |         |        |     |    |     |     |         |        |     |    |     |     |         |        |     |    |     |      |         |        |     |    |     |
| WBE    | _____ %  | WAIVER  | yes | no      | N/A    |     |    |     |      |         |        |     |    |     |     |         |        |     |    |     |     |         |        |     |    |     |      |         |        |     |    |     |
| HBE    | _____ %  | WAIVER  | yes | no      | N/A    |     |    |     |      |         |        |     |    |     |     |         |        |     |    |     |     |         |        |     |    |     |      |         |        |     |    |     |
| NABE   | _____ %  | WAIVER  | yes | no      | N/A    |     |    |     |      |         |        |     |    |     |     |         |        |     |    |     |     |         |        |     |    |     |      |         |        |     |    |     |

Office of the City Attorney

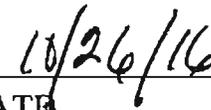
455 East Capitol Street  
Post Office Box 2779  
Jackson, Mississippi 39207-2779  
Telephone: (601) 960-1799  
Facsimile: (601) 960-1756

## OFFICE OF THE CITY ATTORNEY

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THIS ORDER AUTHORIZING THE EXECUTION AND DELIVERY REIMBURSEMENT AGREEMENT WITH UNIVERSITY PARKWAY, LLC AND ITS AFFILIATES IN CONNECTION WITH THE TAX INCREMENT FINANCING PLAN OF 2016, EAST VILLAGE ESTATES PROJECT, JACKSON, MISSISSIPPI is legally sufficient for placement in NOVUS Agenda.

  
\_\_\_\_\_  
Monica D. Joiner, *City Attorney*  
Roslyn Griffin, *Deputy City Attorney* 

  
\_\_\_\_\_  
DATE

OFFICE OF THE CITY ATTORNEY  
10/26/16  
10/26/16

**EXHIBIT "A"**

**Form of Reimbursement Agreement**

## DEVELOPMENT AND REIMBURSEMENT AGREEMENT

This Development and Reimbursement Agreement is dated November \_\_, 2016 and is between the CITY OF JACKSON, MISSISSIPPI, a municipal corporation (the “City”), and UNIVERSITY PARKWAY, LLC, a Mississippi limited liability company (together with its affiliates, the “Developer”).

The Tax Increment Financing Act, Miss. Code § 21-45-1, et seq. (the “Act”), authorizes municipalities and counties to issue tax increment financing bonds pursuant to a tax increment financing plan (as described in the Act) for the purpose of financing all or a portion of the cost of a redevelopment project (as defined in the Act).

The Act further authorizes municipalities to enter into an agreement with a developer (as defined in the Act) under which the developer may construct all or any part of a redevelopment project with private funds before issuance of the tax increment financing bonds and may be reimbursed by the municipality for actual costs incurred by the developer upon receipt of the bond proceeds, conditioned upon the developer’s dedicating the redevelopment project to the municipality.

The Developer proposed to construct the Redevelopment Project (as defined herein) within the tax increment financing district (as defined in the Act) (the “TIF District”) depicted in the tax increment financing plan entitled *East Village Estates, Tax Increment Financing Plan of 2016, City of Jackson, Mississippi* attached as Exhibit A (the “TIF Plan”).

On March 25, 2016 the City adopted a resolution (1) declaring its intent to issue tax increment financing bonds, in one or more series, in an aggregate principal amount not to exceed \$700,000 (the “Bonds”) to fund all or part of the costs incurred in connection with the Infrastructure Improvements (as defined herein) and other related costs; (2) determining that the Redevelopment Project is a redevelopment project eligible for tax increment financing under the Act; and (3) declaring its intent to hold a public hearing regarding approval of the TIF Plan and issuance of the Bonds.

On August 11, 2016, the City published a Notice of Public Hearing on the proposed TIF Plan, and on August 23, 2016 the City held a public hearing on the proposed TIF Plan, after which hearing the City adopted a resolution approving the TIF Plan and authorizing issuance of the Bonds.

All or part of the Redevelopment Project has been or will be constructed before the City issues the Bonds. The Developer intends to dedicate, and the City intends to accept, those Infrastructure Improvements completed by the Developer as set forth herein.

It is necessary for the Developer to go forward with the construction of the Redevelopment Project described in the TIF Plan in anticipation of the issuance and delivery of the Bonds, and as authorized by the Act, the parties desire to execute an agreement that authorizes the Developer to construct all or any part of the Redevelopment Project with private funds before issuance of the

Bonds and, upon the City's receiving the Bond proceeds, to allow the City to reimburse the Developer for the Developer's actual costs incurred in connection with the Infrastructure Improvements, conditioned upon the Developer's dedicating any completed Infrastructure Improvements to the City.

Therefore, the parties agree as follows:

1. **Construction.**

(a) The Developer may construct all or any part of the Redevelopment Project with private funds before issuance of the Bonds. The Developer intends to complete only those portions of the Infrastructure Improvements that it determines are necessary to the Redevelopment Project and to the extent the Developer anticipates reimbursement for such qualifying expenditures under this agreement. Nothing herein shall require the Developer to spend funds for Infrastructure Improvements in an amount which exceeds the Reimbursement Portion (as defined herein) and any Infrastructure Improvements which require the expenditure of funds which exceed the Reimbursement Portion shall be made at the Developer's sole discretion.

(b) The Developer will proceed with the acquisition and construction of all or a portion of the Infrastructure Improvements prior to the issuance and sale of the Bonds, and the City shall allow the Developer to be reimbursed for its qualifying expenditures so incurred in an amount equal to the qualifying expenditures for the Infrastructure Improvements, but not to exceed the Reimbursement Portion, on or after the issuance of the Bonds; provided, however that all work and construction, if any, on the Infrastructure Improvements to be dedicated by the Developer to the City must be performed in compliance with the City's applicable standards, codes and ordinances.

(c) The City hereby agrees, upon completion of any Infrastructure Improvements to be dedicated to the City by the Developer, as set forth herein, to approve the dedication of and accept any such Infrastructure Improvements. The City further agrees to accept maintenance responsibility on any such Infrastructure Improvements so dedicated.

(d) The Developer hereby agrees to promote the City's Jobs for Jacksonians Program by using commercially reasonable efforts to hire Jackson residents to fill 40% or greater of the unskilled and skilled labor jobs associated with any remaining construction of the Infrastructure Improvements. The Developer further agrees to use commercially reasonable efforts to contract and/or subcontract up to 40% (but not less than 30%) of the total number of remaining construction and material supplier contracts for the Infrastructure Improvements to minority and/or women-owned contractors, subcontractors and material suppliers. Developer will work with the City's Office of Economic Development to put on an MBE and WBE outreach and Jobs for Jacksonians event for each phase of construction. By the 5<sup>th</sup> day of each month, the Developer will submit to the City's Office of Economic Development a report of the Developer's efforts to meet these goals. The Developer and the City acknowledge and agree that the Developer has satisfied the requirements set forth in this Section 1(d) with regard to the work performed to date on the Infrastructure Improvements.

2. **Definitions.** The following definitions apply:

“**Developer’s Project**” means a residential development of various frontage and interior parcels of property, including, but not limited to residential spaces as more specifically described in the rendering and supporting schedule attached as Exhibit A.

“**Infrastructure Improvements**” means the installation, construction, expansion, renovation, or repair of any utilities, drainage facilities, streets and other roadways, or greenspace park, which may include the following:

*Segment One: Peter Street (Williamson St. to Prosperity St.):*

Construction of new street, storm water, water and sewer systems; rerouting of storm water and addition of curb inlet at the corner of Prosperity St. and Peter St.; construction of sidewalks on Peter St.; addition of a manhole to relocate sewer access to main.

*Segment Two: Peter Street (Bailey Ave. to Williamson St.)*

Rebuild Peter St., storm water, water and sewer systems from Bailey Ave. to Williamson St.

*Segment Three: Prosperity Street*

Replace City installed sewer at reversed grades, paving overlay from Peter St. to John St.; asphalt milling; paving overlay from St. John St. to Woodrow Wilson Blvd.; replace Sewer on Prosperity St. from St. James St. south to connect to new City line.

*Segment Four: Williams Street*

Paving overlay of Williamson St. from Peter St. to John St.

*Segment Five: West of Prosperity Street*

Extension of Paul, Perry, James, Denson, Luke, John, Moon & Easy Streets and water and sewer systems eastward as needed

*Segment Six: Wheeler Lane*

New street construction; construction of new water, sewer and storm water facilities.

“**Redevelopment Project**” means the Developer’s Project together with the Infrastructure Improvements.

3. **Bond Proceeds and Reimbursement.** The City hereby commits and promises, subject to the conditions set forth herein, to issue the Bonds and to use a sum not to exceed the Reimbursement Portion (as defined herein) of the proceeds of the sale of the Bonds, to support the acquisition and construction of the Developer's Project and of the Infrastructure Improvements by reimbursement to the Developer as described herein.

(a) The City shall use its best efforts to issue the Bonds and shall deposit the proceeds therefrom into a construction fund (the "**Construction Fund**").

(b) From the Construction Fund, the City may first do any of the following: pay the costs of the Bonds' issuance, fund capitalized interest and any reserve the City determines is advisable in connection with retirement of the Bonds, pay related engineering fees, attorneys' fees, TIF Plan preparation fees, and other related soft costs. Subject to section 3(c), from the proceeds remaining in the Construction Fund (the "**Reimbursement Portion**"), the City shall reimburse the Developer for all of the Developer's actual costs incurred (1) before the issuance of the Bonds and (2) in connection with the Infrastructure Improvements. That reimbursement amount will not exceed the Reimbursement Portion.

(c) The following are conditions to the reimbursement described in section 3(b):

(1) the Developer's dedicating the constructed Infrastructure Improvements to the City. This condition will not apply to any privately-owned portion of the Redevelopment Project (A) for which the Mississippi Development Authority has issued a certificate of convenience and necessity pursuant to the Regional Economic Development Act, or (B) where the City's governing body finds that it is in the City's best interest that such condition will not apply;

(2) the City's receipt of a request for reimbursement as described in section 3(d).

(d) On one or more occasions, the Developer may request reimbursement from the City on a form of requisition substantially similar to the form attached as Exhibit B. Upon verification, the City shall reimburse the Developer the full amount described on that request within 45 days after receiving that request.

(e) After the City determines that the Redevelopment Project is complete, the City shall transfer any proceeds remaining in the Construction Fund to the bond and interest fund for the Bonds.

4. **Assumption of Risk.** The Developer assumes the risk of proceeding with the Redevelopment Project before issuance of the Bonds. The Developer acknowledges that the City has not budgeted the use of its general funds to pay the cost of the Infrastructure Improvements and that the City's obligation to expend funds or reimburse the Developer for costs incurred in connection with the Infrastructure Improvements is limited to the proceeds of the Bonds. The Developer further acknowledges that if the Bonds are not sold and delivered, no resulting liability will accrue to the City, irrespective of expenditures made by the Developer in connection with the Infrastructure Improvements. Finally, no breach of this agreement, other than a failure of the City to reimburse the Developer as set forth herein with actual proceeds of the Bonds, shall impose any pecuniary liability upon a municipality or any charge upon its general credit or against its taxing powers.

5. **Debt Service.** The City shall service the Bonds' debt from the added increments of the City's and Hinds County, Mississippi's ad valorem tax revenues and/or sales taxes revenues resulting from the Redevelopment Project.

6. **Maintenance.** Subject to the conditions set forth in Section 1(a) of this agreement, the Developer may construct all or any part of the Redevelopment Project, at no cost to the municipality. The Developer shall make best efforts to complete the improvements contemplated under the terms of the agreement, provided that nothing herein shall require the Developer to spend funds for Infrastructure Improvements in an amount which exceeds the Reimbursement Portion. The Developer shall keep the City informed of the status of construction of the improvements as reimbursable improvements are selected for construction by the Developer. The Developer shall also maintain and operate all or any portion of the facilities and improvements of the project, except the City shall maintain any Infrastructure Improvements dedicated under section 3(c)(1), in such a manner as to preserve property values.

7. **Property Taxes.** The Developer shall pay all or any portion of the real property taxes owed by the Developer and which become due on the project in a timely manner.

8. **Assignment.** Other than an assignment by the Developer to its affiliates, a party shall not assign or transfer any of its rights, nor delegate any of its performance, under this agreement, except with the other parties' prior written consent. Any purported assignment of rights or delegation of performance in violation of this section is void.

9. **Severability.** The parties intend as follows:

(a) that if any provision of this agreement is held to be unenforceable, then that provision will be modified to the minimum extent necessary to make it enforceable, unless that modification is not permitted by law, in which case that provision will be disregarded;

(b) that if an unenforceable provision is modified or disregarded in accordance with this section 9, then the rest of this agreement will remain in effect as written; and

(c) that any unenforceable provision will remain as written in any circumstances other than those in which the provision is held to be unenforceable.

10. **Amendment and Waiver.** No amendment to this agreement will be effective unless it is in writing and signed by all parties. If a party wants to waive any right under this agreement, it may only do so by signing a writing specifying the right waived.

11. **Notices.**

(a) For a notice or other communication to be valid, it must be in writing and delivered by any of the following methods: (1) by hand, (2) by a national transportation company (e.g., FedEx), with all fees prepaid, or (3) by registered or certified mail, return receipt requested and postage prepaid.

(b) A valid notice or other communication will be effective when received by the party to which it is addressed. It will be deemed to have been received upon receipt as indicated by the date on the signed receipt. If the party to which it is addressed rejects or otherwise refuses to accept it, or if it cannot be delivered because of a change in address for which no notice was given, it will be deemed to have been received upon that rejection, refusal, or inability to deliver.

(c) For a notice or other communication to a party under this agreement to be valid, it must be addressed using the information specified below for that party or any other information specified by that party in a notice in accordance with this section 11.

To the City: Michael A. Davis, Manager  
Department of Economic Development  
Business Development Division  
200 S. President Street  
PO Box 17  
Jackson, MS 39201

To the Developer: UNIVERSITY PARKWAY, LLC  
2330 University Avenue  
Oxford, Mississippi 38655

12. **Entire Agreement.** This agreement constitutes the entire understanding between the parties with respect to its subject matter and supersedes all other agreements, whether written or oral, between the parties.

13. **Governing Law.** The laws of Mississippi, without giving effect to its conflicts of law principles, govern this agreement.

*[Signatures on the following page.]*

DULY EXECUTED on the date first stated above.

CITY OF JACKSON, MISSISSIPPI

By: \_\_\_\_\_

Name: Tony T. Yarber

Title: Mayor

ATTEST:

\_\_\_\_\_  
City Clerk

Signature page to Development and Reimbursement Agreement, by and between the City of Jackson, Mississippi and University Parkway, LLC, dated as of November 1, 2016

UNIVERSITY PARKWAY, LLC

By: \_\_\_\_\_

Name: \_\_\_\_\_

Title: \_\_\_\_\_

Signature page to Development and Reimbursement Agreement, by and between the City of Jackson, Mississippi and University Parkway, LLC, dated as of November 1, 2016

EXHIBIT B  
Form of Requisition

REQUISITION FOR PAYMENT

The undersigned duly authorized representative of UNIVERSITY PARKWAY, LLC, a Mississippi limited liability company (together with its affiliates, the "Developer"), hereby requests the CITY OF JACKSON, MISSISSIPPI (the "City") to reimburse the Developer for the following costs or other amounts to be paid from the Construction Fund:

|  |          |
|--|----------|
| (a) Acquisition and construction costs | \$ _____ |
| (b) Other authorized costs             | \$ _____ |
| Total Costs to be Paid or Reimbursed   | \$ _____ |

Attached hereto are copies of statements for acquisition transactions and/or invoices or statements from a contractor, vendor, or supplier for authorized costs of the Infrastructure Improvements.

CERTIFICATE

I hereby certify that:

1. The amounts to be paid from the Construction Fund have been paid or incurred by the undersigned in the amounts specified herein.
2. No requisition with respect to such amounts has previously been delivered to the City.
3. The amounts set forth in this requisition have been properly expended or incurred for costs of the Redevelopment Project.
4. The undersigned has no notice of any vendor's, mechanic's or other liens or right to liens, chattel mortgages, conditional sales contracts, security interests or other contracts or obligations which should be satisfied or discharged before payment of the amounts set forth in this requisition.

Capitalized terms not defined in this requisition have the meanings set forth in the Development and Reimbursement Agreement dated November \_\_, 2016 between the City and the Developer.

EXECUTED, this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_.

UNIVERSITY PARKWAY, LLC

By: \_\_\_\_\_

Name: \_\_\_\_\_

Title: \_\_\_\_\_

APPROVED:

CITY OF JACKSON, MISSISSIPPI

By: \_\_\_\_\_

Name: \_\_\_\_\_

Title: \_\_\_\_\_

**ORDER AUTHORIZING THE EXECUTION AND DELIVERY OF A REIMBURSEMENT AGREEMENT WITH TIMBER FALLS DEVELOPMENT COMPANY, LLC AND ITS AFFILIATES IN CONNECTION WITH THE TAX INCREMENT FINANCING PLAN OF 2016, TIMBER FALLS PROJECT, JACKSON, MISSISSIPPI.**

OFFICE OF THE CITY ATTORNEY  
*[Signature]*  
JAY BLAKE

**WHEREAS**, the City Council of the City of Jackson, Mississippi (the “Council” of the “City”), acting for and on behalf of the City, hereby finds, determines and adjudicates as follows:

1. Under the power and authority granted by the laws of the State of Mississippi and particularly under Chapter 45 of Title 21 (the “TIF Act”), and Title 57, Chapter 64 (the “REDA Act”), Mississippi Code of 1972, as amended (collectively, the “Act”), the City has previously approved the Tax Increment Financing Plan (the “Redevelopment Plan”) and the Timber Falls Tax Increment Financing Plan (2009) City of Jackson, Mississippi (the “TIF Plan”).

2. Under the Act, the Council is authorized and empowered to issue tax increment financing bonds (the “TIF Bonds”) to support the Timber Falls Development Project (the “Project”) to be used to pay the costs of infrastructure to support the Project, which may include but not be limited to installation and/or relocation of utilities such as water, sanitary sewer; construction, renovation or rehabilitation of drainage improvements, roadways, sidewalks, site improvements including without limitation earth work and excavation, surface parking, parking structures, demolition, electrical improvements, landscaping of rights-of-way, related architectural/engineering fees, attorney’s fees, TIF Plan preparation fees, issuance costs, capitalized interest, the establishment of a bond fund and other related soft costs (individually and collectively, the “Infrastructure Improvements”) at such times in the future as the Council sees fit to finance the Infrastructure Improvements to support the Project, which is being constructed by Timber Falls Development Company, LLC and its affiliates (the “Developer”), as described in the TIF Plan.

3. The Council has determined that, pursuant to the Act, it is in the best interest of the City that a Development and Reimbursement Agreement (the “Reimbursement Agreement”) setting out the terms and conditions under which the Bonds will be issued and providing for the payment thereof, be approved and executed by the City and the Developer in substantially the form attached hereto as **Exhibit “A”**.

4. The City understands and reasonably expects that the Developer has and will incur expenditures for the Infrastructure Improvements prior to the issuance of the Bonds and the City intends to reimburse the Developer for such qualifying expenditures as set forth in the Reimbursement Agreement.

#43

Office of the City Attorney

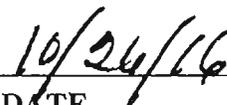
455 East Capitol Street  
Post Office Box 2779  
Jackson, Mississippi 39207-2779  
Telephone: (601) 960-1799  
Facsimile: (601) 960-1756

## OFFICE OF THE CITY ATTORNEY

---

THIS ORDER AUTHORIZING THE EXECUTION AND DELIVERY OF A REIMBURSEMENT AGREEMENT WITH TIMBER FALLS DEVELOPMENT COMPANY, LLC AND ITS AFFILIATES IN CONNECTION WITH THE TAX INCREMENT FINANCING PLAN OF 2016, TIMBER FALLS PROJECT, JACKSON, MISSISSIPPI is legally sufficient for placement in NOVUS Agenda.

  
\_\_\_\_\_  
Monica D. Joiner, *City Attorney*  
Roslyn Griffin, *Deputy City Attorney* 

  
\_\_\_\_\_  
DATE

OFFICE OF THE CITY ATTORNEY  
10/24/16  
10/24/16

**NOW, THEREFORE, BE IT ORDERED**, by the Council as follows:

SECTION 1. All of the findings of fact made and set forth in the preamble to this order shall be and the same are hereby found, declared, and adjudicated to be true and correct.

SECTION 2. The Council does hereby approve and adopt the Reimbursement Agreement in substantially the form attached hereto providing for reimbursements for the Infrastructure Improvements not to exceed Three Million Dollars (\$3,000,000).

SECTION 3. The Council does hereby authorize and direct the Mayor and City Clerk to execute and deliver the Reimbursement Agreement for and on behalf of the City with such changes, insertions and omissions as may be approved by such officers, said execution and delivery being conclusive evidence of such approval. Such officers are specifically authorized to approve changes which may include changes in the dates for completion of all or a portion of the Infrastructure Improvements and the Project in order to coordinate the cash flows resulting from the Project with the principal and interest maturities for the Bonds.

SECTION 4. Pursuant to Section 1.150-2 of the Treasury Regulations (the "Reimbursement Regulations"), the Council hereby confirms prior declarations and declares anew its official intent to reimburse expenditures made for the Project prior to the issuance of the TIF Bonds with proceeds of the TIF Bonds to the extent permitted by the Reimbursement Regulations.

## MEMORANDUM

To: Tony T. Yarber, Mayor

From: Michael A. Davis, Manager   
Economic Development

Date: August 11, 2016

Subject: Agenda Item

---

The attached agenda item is an order authorizing the execution and delivery of a reimbursement agreement with Timber Falls Development Company, LLC and its affiliates in connection with the tax increment financing plan of 2016, Timber Fall Project, Jackson, Mississippi. The proposed project consists of the following developments:

- a. To amend the definition of the Improvements to be constructed under the Redevelopment Project.
- b. To increase the estimated total cost of the Redevelopment Project from \$2,400,000.00 to \$3,000,000.00 in Section 4(b);
- c. To adjust the projected tax increases in Section 4(b) and Section 7 to the actual tax increases realized between 2009 and 2015;
- d. To increase the maximum amount of Bonds that may be issued from \$2,400,000 to \$3,000,000 in Section 7; and
- e. To update the estimates of tax increment revenue resulting from the construction of the Redevelopment Project.

Due to unforeseen circumstances the road improvement project was put on hold and no money was provided to the developer.

The construction of a mixed use commercial and residential development of various frontage and interior parcels of property, including, but not limited to commercial and residential spaces. The Improvements necessary to induce and support the Developer's Project are defined as follows:

The construction, expansion, renovation or repair of utilities, drainage facilities, streets and other roadways and green space park (hereinafter, the "Improvements"), more specifically described as:

1. Segment One: The extension of Timber Falls Parkway, a four-lane boulevard with landscaped dividers, from the south of Cedar Grove subdivision to Raymond Road.

2. Segment Two: Straighten Forest Hill Road from dead man's curve to connect with Timber Falls Parkway. This extension of Timber Falls Parkway and the straightening of Forest Hill Road will improve access, safety, and ensure the viability of the new businesses and residences which will enter the area.

All improvements will be located in approximately four hundred (400) acres within the City as more particularly described in Exhibits 1 and 2 attached hereto (hereinafter, the "Developer's Project") and the Maddox Road right-of-way between Raymond Road and Highway 18.

This Plan will be primarily implemented by the Department of Planning, City of Jackson, as a vehicle to induce and/or encourage major economic development in the City of Jackson.

If you have questions, please do not hesitate to contact me.



**EXHIBIT "A"**

**Form of Reimbursement Agreement**

## DEVELOPMENT AND REIMBURSEMENT AGREEMENT

This Development and Reimbursement Agreement is dated November \_\_\_\_, 2016 and is between the CITY OF JACKSON, MISSISSIPPI, a municipal corporation (the “City”), and TIMBER FALLS DEVELOPMENT COMPANY, LLC, a Mississippi limited liability company (together with its affiliates, the “Developer”).

The Tax Increment Financing Act, Miss. Code § 21-45-1, et seq. (the “Act”), authorizes municipalities and counties to issue tax increment financing bonds pursuant to a tax increment financing plan (as described in the Act) for the purpose of financing all or a portion of the cost of a redevelopment project (as defined in the Act).

The Act further authorizes municipalities to enter into an agreement with a developer (as defined in the Act) under which the developer may construct all or any part of a redevelopment project with private funds before issuance of the tax increment financing bonds and may be reimbursed by the municipality for actual costs incurred by the developer upon receipt of the bond proceeds, conditioned upon the developer’s dedicating the redevelopment project to the municipality.

On December 29, 2009, the City adopted a resolution approving a Tax Increment Financing Plan entitled Timber Falls, Tax Increment Financing Plan of 2009, Jackson, Mississippi (the “**Original TIF Plan**”) which plan constitutes a qualified plan under the Act.

The Developer proposed to construct the Redevelopment Project (as defined herein) within the tax increment financing district (as defined in the Act) (the “**TIF District**”) depicted in the tax increment financing plan entitled *Timber Falls Tax Increment Financing Plan of 2009, as amended in 2016, City of Jackson, Mississippi* attached as Exhibit A (the “**Amended TIF Plan**”).

On April 5, 2016 the City adopted a resolution (1) amending certain portions of the Original TIF Plan to conform with the Amended TIF Plan; (2) declaring its intent to issue tax increment financing bonds, in one or more series, in an aggregate principal amount not to exceed \$3,000,000 (the “**Bonds**”) to fund all or part of the costs incurred in connection with the Infrastructure Improvements (as defined herein) and other related costs; (3) determining that the Redevelopment Project is a redevelopment project eligible for tax increment financing under the Act; and (4) declaring its intent to hold a public hearing regarding approval of the Amended TIF Plan and issuance of the Bonds.

On August 11, 2016, the City published a Notice of Public Hearing on the proposed Amended TIF Plan, and on August 23, 2016 the City held a public hearing on the proposed Amended TIF Plan, after which hearing the City adopted a resolution approving the Amended TIF Plan and authorizing issuance of the Bonds.

All or part of the Redevelopment Project has been or will be constructed before the City issues the Bonds. The Developer intends to dedicate, and the City intends to accept, those Infrastructure Improvements completed by the Developer as set forth herein.

It is necessary for the Developer to go forward with the construction of the Redevelopment Project described in the Amended TIF Plan in anticipation of the issuance and delivery of the Bonds, and as authorized by the Act, the parties desire to execute an agreement that authorizes the Developer to construct all or any part of the Redevelopment Project with private funds before issuance of the Bonds and, upon the City's receiving the Bond proceeds, to allow the City to reimburse the Developer for the Developer's actual costs incurred in connection with the Infrastructure Improvements, conditioned upon the Developer's dedicating any completed Infrastructure Improvements to the City.

Therefore, the parties agree as follows:

1. **Construction.**

(a) The Developer may construct all or any part of the Redevelopment Project with private funds before issuance of the Bonds. The Developer intends to complete only those portions of the Infrastructure Improvements that it determines are necessary to the Redevelopment Project and to the extent the Developer anticipates reimbursement for such qualifying expenditures under this agreement. Nothing herein shall require the Developer to spend funds for Infrastructure Improvements in an amount which exceeds the Reimbursement Portion (as defined herein) and any Infrastructure Improvements which require the expenditure of funds which exceed the Reimbursement Portion shall be made at the Developer's sole discretion.

(b) The Developer will proceed with the acquisition and construction of all or a portion of the Infrastructure Improvements prior to the issuance and sale of the Bonds, and the City shall allow the Developer to be reimbursed for its qualifying expenditures so incurred in an amount equal to the qualifying expenditures for the Infrastructure Improvements, but not to exceed the Reimbursement Portion, on or after the issuance of the Bonds; provided, however that all work and construction, if any, on the Infrastructure Improvements to be dedicated by the Developer to the City must be performed in compliance with the City's applicable standards, codes and ordinances.

(c) The City hereby agrees, upon completion of any Infrastructure Improvements to be dedicated to the City by the Developer, as set forth herein, to approve the dedication of and accept any such Infrastructure Improvements. The City further agrees to accept maintenance responsibility on any such Infrastructure Improvements so dedicated.

(d) The Developer hereby agrees to promote the City's Jobs for Jacksonians Program by using commercially reasonable efforts to hire Jackson residents to fill 40% or greater of the unskilled and skilled labor jobs associated with any remaining construction of the Infrastructure Improvements. The Developer further agrees to use commercially reasonable efforts to contract and/or subcontract up to 40% (but not less than 30%) of the total number of remaining construction and material supplier contracts for the Infrastructure Improvements to minority and/or women-owned contractors, subcontractors and material suppliers. Developer will work with the City's Office of Economic Development to put on an MBE and WBE outreach and Jobs for Jacksonians event for each phase of construction. By the 5<sup>th</sup> day of each month, the Developer will

submit to the City's Office of Economic Development a report of the Developer's efforts to meet these goals.

2. **Definitions.** The following definitions apply:

**"Developer's Project"** means a residential development of various frontage and interior parcels of property, including, but not limited to residential spaces as more specifically described in the rendering and supporting schedule attached as Exhibit A.

**"Infrastructure Improvements"** means the installation, construction, expansion, renovation, or repair of any utilities, drainage facilities, streets and other roadways, or greenspace park, which may include the following:

1. Segment One: The extension of Timber Falls Parkway from the south of Cedar Grove subdivision to the extension herein of Forest Hill Road.
2. Segment Two: Straighten Forest Hill Road from dead man's curve to connect with Raymond Road across from the intersection of Maddox Road.

**"Redevelopment Project"** means the Developer's Project together with the Infrastructure Improvements.

3. **Bond Proceeds and Reimbursement.** The City hereby commits and promises, subject to the conditions set forth herein, to issue the Bonds and to use a sum not to exceed the Reimbursement Portion (as defined herein) of the proceeds of the sale of the Bonds, to support the acquisition and construction of the Developer's Project and of the Infrastructure Improvements by reimbursement to the Developer as described herein.

(a) The City shall use its best efforts to issue the Bonds and shall deposit the proceeds therefrom into a construction fund (the "**Construction Fund**").

(b) From the Construction Fund, the City may first do any of the following: pay the costs of the Bonds' issuance, fund capitalized interest and any reserve the City determines is advisable in connection with retirement of the Bonds, pay related engineering fees, attorneys' fees, Original TIF Plan and Amended TIF Plan preparation fees, and other related soft costs. Subject to section 3(c), from the proceeds remaining in the Construction Fund (the "**Reimbursement Portion**"), the City shall reimburse the Developer for all of the Developer's actual costs incurred (1) before the issuance of the Bonds and (2) in connection with the Infrastructure Improvements. That reimbursement amount will not exceed the Reimbursement Portion.

(c) The following are conditions to the reimbursement described in section 3(b):

(1) the Developer's dedicating the constructed Infrastructure Improvements to the City. This condition will not apply to any privately-owned portion of the Redevelopment Project (A) for which the Mississippi Development Authority has issued a certificate

of convenience and necessity pursuant to the Regional Economic Development Act, or (B) where the City's governing body finds that it is in the City's best interest that such condition will not apply;

(2) the City's receipt of a request for reimbursement as described in section 3(d).

(d) On one or more occasions, the Developer may request reimbursement from the City on a form of requisition substantially similar to the form attached as Exhibit B. Upon verification, the City shall reimburse the Developer the full amount described on that request within 45 days after receiving that request.

(e) After the City determines that the Redevelopment Project is complete, the City shall transfer any proceeds remaining in the Construction Fund to the bond and interest fund for the Bonds.

4. **Assumption of Risk.** The Developer assumes the risk of proceeding with the Redevelopment Project before issuance of the Bonds. The Developer acknowledges that the City has not budgeted the use of its general funds to pay the cost of the Infrastructure Improvements and that the City's obligation to expend funds or reimburse the Developer for costs incurred in connection with the Infrastructure Improvements is limited to the proceeds of the Bonds. The Developer further acknowledges that if the Bonds are not sold and delivered, no resulting liability will accrue to the City, irrespective of expenditures made by the Developer in connection with the Infrastructure Improvements. Finally, no breach of this agreement other than a failure of the City to reimburse the Developer as set forth herein with actual proceeds of the Bonds, shall impose any pecuniary liability upon a municipality or any charge upon its general credit or against its taxing powers.

5. **Debt Service.** The City shall service the Bonds' debt from the added increments of the City's and Hinds County, Mississippi's ad valorem tax revenues and/or sales taxes revenues resulting from the Redevelopment Project.

6. **Maintenance.** Subject to the conditions set forth in Section 1(a) of this agreement, the Developer may construct all or any part of the Redevelopment Project, at no cost to the municipality. The Developer shall make best efforts to complete the improvements contemplated under the terms of the agreement, provided that nothing herein shall require the Developer to spend funds for Infrastructure Improvements in an amount which exceeds the Reimbursement Portion. The Developer shall keep the City informed of the status of construction of the improvements as reimbursable improvements are selected for construction by the Developer. The Developer shall also maintain and operate all or any portion of the facilities and improvements of the project, except the City shall maintain any Infrastructure Improvements dedicated under section 3(c)(1), in such a manner as to preserve property values.

7. **Property Taxes.** The Developer shall pay all or any portion of the real property taxes owed by the Developer and which become due on the project in a timely manner.

8. **Assignment.** Other than an assignment by the Developer to its affiliates, a party shall not assign or transfer any of its rights, nor delegate any of its performance, under this agreement, except with the other parties' prior written consent. Any purported assignment of rights or delegation of performance in violation of this section is void.

9. **Severability.** The parties intend as follows:

(a) that if any provision of this agreement is held to be unenforceable, then that provision will be modified to the minimum extent necessary to make it enforceable, unless that modification is not permitted by law, in which case that provision will be disregarded;

(b) that if an unenforceable provision is modified or disregarded in accordance with this section 9, then the rest of this agreement will remain in effect as written; and

(c) that any unenforceable provision will remain as written in any circumstances other than those in which the provision is held to be unenforceable.

10. **Amendment and Waiver.** No amendment to this agreement will be effective unless it is in writing and signed by all parties. If a party wants to waive any right under this agreement, it may only do so by signing a writing specifying the right waived.

11. **Notices.**

(a) For a notice or other communication to be valid, it must be in writing and delivered by any of the following methods: (1) by hand, (2) by a national transportation company (e.g., FedEx), with all fees prepaid, or (3) by registered or certified mail, return receipt requested and postage prepaid.

(b) A valid notice or other communication will be effective when received by the party to which it is addressed. It will be deemed to have been received upon receipt as indicated by the date on the signed receipt. If the party to which it is addressed rejects or otherwise refuses to accept it, or if it cannot be delivered because of a change in address for which no notice was given, it will be deemed to have been received upon that rejection, refusal, or inability to deliver.

(c) For a notice or other communication to a party under this agreement to be valid, it must be addressed using the information specified below for that party or any other information specified by that party in a notice in accordance with this section 11.1.

To the City:

Michael A. Davis, Manager  
Department of Economic Development  
Business Development Division  
200 S. President Street  
PO Box 17  
Jackson, MS 39201

To the Developer:

TIMBER FALLS DEVELOPMENT  
COMPANY, LLC  
2330 University Avenue  
Oxford, Mississippi 38655

12. **Entire Agreement.** This agreement constitutes the entire understanding between the parties with respect to its subject matter and supersedes all other agreements, whether written or oral, between the parties.

13. **Governing Law.** The laws of Mississippi, without giving effect to its conflicts of law principles, govern this agreement.

*[Signatures on the following page.]*

DULY EXECUTED on the date first stated above.

CITY OF JACKSON, MISSISSIPPI

By: \_\_\_\_\_

Name: Tony T. Yarber

Title: Mayor

ATTEST:

\_\_\_\_\_  
City Clerk

Signature page to Development and Reimbursement Agreement, by and between the City of Jackson, Mississippi and Timber Falls Development Company, LLC, dated as of November 1, 2016

TIMBER FALLS DEVELOPMENT  
COMPANY, LLC

By: \_\_\_\_\_

Name: \_\_\_\_\_

Title: \_\_\_\_\_

Signature page to Development and Reimbursement Agreement, by and between the City of  
Jackson, Mississippi and Timber Falls Development Company, LLC, dated as of November 1, 2016

EXHIBIT A  
Amended TIF Plan

EXHIBIT B  
Form of Requisition

REQUISITION FOR PAYMENT

The undersigned duly authorized representative of TIMBER FALLS DEVELOPMENT COMPANY, LLC, a Mississippi limited liability company (together with its affiliates, the "Developer"), hereby requests the CITY OF JACKSON, MISSISSIPPI (the "City") to reimburse the Developer for the following costs or other amounts to be paid from the Construction Fund:

|  |          |
|--|----------|
| (a) Acquisition and construction costs | \$ _____ |
| (b) Other authorized costs             | \$ _____ |
| Total Costs to be Paid or Reimbursed   | \$ _____ |

Attached hereto are copies of statements for acquisition transactions and/or invoices or statements from a contractor, vendor, or supplier for authorized costs of the Infrastructure Improvements.

CERTIFICATE

I hereby certify that:

1. The amounts to be paid from the Construction Fund have been paid or incurred by the undersigned in the amounts specified herein.
2. No requisition with respect to such amounts has previously been delivered to the City.
3. The amounts set forth in this requisition have been properly expended or incurred for costs of the Redevelopment Project.
4. The undersigned has no notice of any vendor's, mechanic's or other liens or right to liens, chattel mortgages, conditional sales contracts, security interests or other contracts or obligations which should be satisfied or discharged before payment of the amounts set forth in this requisition.

Capitalized terms not defined in this requisition have the meanings set forth in the Development and Reimbursement Agreement dated November \_\_\_\_, 2016 between the City and the Developer.

EXECUTED, this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

TIMBER FALLS DEVELOPMENT  
COMPANY, LLC

By: \_\_\_\_\_

Name: \_\_\_\_\_

Title: \_\_\_\_\_

APPROVED:

CITY OF JACKSON, MISSISSIPPI

By: \_\_\_\_\_

Name: \_\_\_\_\_

Title: \_\_\_\_\_



OFFICE OF THE CITY ATTORNEY  
4th Floor  
1020 Faber

**ORDER AUTHORIZING THE EXECUTION AND DELIVERY  
REIMBURSEMENT AGREEMENT WITH UNIVERSITY PLACE, LLC  
AND ITS AFFILIATES IN CONNECTION WITH THE TAX  
INCREMENT FINANCING PLAN OF 2016, HELM PLACE PROJECT,  
JACKSON, MISSISSIPPI.**

**WHEREAS**, the City Council of the City of Jackson, Mississippi (the “Council” of the “City”), acting for and on behalf of the City, hereby finds, determines and adjudicates as follows:

1. Under the power and authority granted by the laws of the State of Mississippi and particularly under Chapter 45 of Title 21 (the “TIF Act”), and Title 57, Chapter 64 (the “REDA Act”), Mississippi Code of 1972, as amended (collectively, the “Act”), the City has previously approved the Tax Increment Financing Plan (the “Redevelopment Plan”) and the Helm Place Tax Increment Financing Plan of 2016, City of Jackson, Mississippi (the “TIF Plan”).

2. Under the Act, the Council is authorized and empowered to issue tax increment financing bonds (the “TIF Bonds”) to support the Helm Place Development Project (the “Project”) to be used to pay the costs of infrastructure to support the Project, which may include but not be limited to installation and/or relocation of utilities such as water, sanitary sewer; construction, renovation or rehabilitation of drainage improvements, roadways, sidewalks, site improvements including without limitation earth work and excavation, surface parking, parking structures, demolition, electrical improvements, landscaping of rights-of-way, related architectural/engineering fees, attorney’s fees, TIF Plan preparation fees, issuance costs, capitalized interest, the establishment of a bond fund and other related soft costs (individually and collectively, the “Infrastructure Improvements”) at such times in the future as the Council sees fit to finance the Infrastructure Improvements to support the Project, which is being constructed by University Place, LLC and its affiliates (the “Developer”), as described in the TIF Plan.

3. The Council has determined that, pursuant to the Act, it is in the best interest of the City that a Development and Reimbursement Agreement (the “Reimbursement Agreement”) setting out the terms and conditions under which the Bonds will be issued and providing for the payment thereof, be approved and executed by the City and the Developer in substantially the form attached hereto as **Exhibit “A”**.

4. The City understands and reasonably expects that the Developer has and will incur expenditures for the Infrastructure Improvements prior to the issuance of the Bonds and the City intends to reimburse the Developer for such qualifying expenditures as set forth in the Reimbursement Agreement.

# 44

Office of the City Attorney

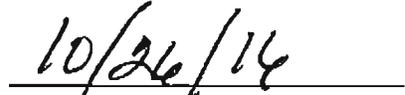
455 East Capitol Street  
Post Office Box 2779  
Jackson, Mississippi 39207-2779  
Telephone: (601) 960-1799  
Facsimile: (601) 960-1756

## OFFICE OF THE CITY ATTORNEY

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THIS ORDER AUTHORIZING THE EXECUTION AND DELIVERY OF A REIMBURSEMENT AGREEMENT WITH UNIVERSITY PARKWAY, LLC AND ITS AFFILIATES IN CONNECTION WITH THE TAX INCREMENT FINANCING PLAN OF 2016, HELM PLACE PROJECT, JACKSON, MISSISSIPPI is legally sufficient for placement in NOVUS Agenda.

  
\_\_\_\_\_  
Monica D. Joiner, *City Attorney*  
Roslyn Griffin, *Deputy City Attorney* 

  
\_\_\_\_\_  
DATE

OFFICE OF THE CITY ATTORNEY  
10/26/14  
A

**NOW, THEREFORE, BE IT ORDERED**, by the Council as follows:

SECTION 1. All of the findings of fact made and set forth in the preamble to this order shall be and the same are hereby found, declared, and adjudicated to be true and correct.

SECTION 2. The Council does hereby approve and adopt the Reimbursement Agreement in substantially the form attached hereto providing for reimbursements for the Infrastructure Improvements not to exceed One Million Two Hundred Thousand Dollars (\$1,200,000).

SECTION 3. The Council does hereby authorize and direct the Mayor and City Clerk to execute and deliver the Reimbursement Agreement for and on behalf of the City with such changes, insertions and omissions as may be approved by such officers, said execution and delivery being conclusive evidence of such approval. Such officers are specifically authorized to approve changes which may include changes in the dates for completion of all or a portion of the Infrastructure Improvements and the Project in order to coordinate the cash flows resulting from the Project with the principal and interest maturities for the Bonds.

SECTION 4. Pursuant to Section 1.150-2 of the Treasury Regulations (the "Reimbursement Regulations"), the Council hereby confirms prior declarations and declares anew its official intent to reimburse expenditures made for the Project prior to the issuance of the TIF Bonds with proceeds of the TIF Bonds to the extent permitted by the Reimbursement Regulations.

**MEMORANDUM**

**TO:** Tony T. Yarber, Mayor

**FROM:** Michael A. Davis, Manager *MD*  
Economic Development

**DATE:** August 11, 2016

**RE:** **Agenda**

The attached agenda item is an order authorizing the execution and delivery of a reimbursement agreement with University Parkway, LLC and its affiliates in connection with the tax increment financing plan of 2016, Helm Place Project, Jackson, Mississippi. The proposed project consists of the following developments:

Helm Place TIF:

- I. Helm Place (owner University Place, LLC, d/b/a Helm Place):
  - A. Number of Homes: 38 Townhomes and 4,000 square foot community center.
  - B. Size of Homes: 1,520 SF of living space, 2 car garage, 9 foot ceilings, plus many other amenities and upgrades (List available if desired).
  - C. Cost of Homes: Total development budget: \$7,500,000.
  - D. Completion (Occupancy) Date: March and April 2016.
2. Helm Place II (owner University Place II, LLC, d/b/a Helm Place II):
  - A. Number of Homes: 50 Townhomes.
  - B. Size of Homes: 1,520 SF of living space, 2 car garage, 9 foot ceilings, plus many other amenities and upgrades (List available if desired).
  - C. Cost of Homes: Total development budget: \$8,400,000.

- D. Completion (Occupancy) Date: March and April 2016.
- 3. Helm Place III (owner):
  - E. Number of Homes: 70 Townhomes and 4,000 square foot community center.
  - F. Size of Homes: 1,520 SF of living space, 2 car garage, 9 foot ceilings, plus many other amenities and upgrades (List available if desired).
  - G. Cost of Homes: Total development budget: \$11,750,000.
  - H. Completion (Occupancy) Date: 12 months after commencing construction.

This Plan will be primarily implemented by the Department of Planning, City of Jackson, as a vehicle to induce and/or encourage major economic development in the City of Jackson.

If you have questions, please do not hesitate to contact me.

| POINTS |  | COMMENTS   |         |        |     |    |       |     |       |
|--------|--|--|---------|--------|-----|----|-------|-----|-------|
| 1.     | <b>Brief Description</b>   | ORDER AUTHORIZING THE EXECUTION AND DELIVERY OF A REIMBURSEMENT AGREEMENT WITH UNIVERSITY PARKWAY, LLC AND ITS AFFILIATES IN CONNECTION WITH THE TAX INCREMENT FINANCING PLAN OF 2016, HELM PLACE PROJECT, JACKSON, MISSISSIPPI. |         |        |     |    |       |     |       |
| 2.     | <b>Purpose</b>   | To provide incentives for redevelopment in an old Neighborhood.  |         |        |     |    |       |     |       |
| 3.     | <b>Who will be affected</b>  | Citizens of Jackson and Applicant  |         |        |     |    |       |     |       |
| 4.     | <b>Benefits</b>  | Reimbursement up to \$1,200,000 on eligible improvements to properties that are necessary to sustain a viable business community.  |         |        |     |    |       |     |       |
| 5.     | <b>Schedule (beginning date)</b>   | Upon completion of project   |         |        |     |    |       |     |       |
| 6.     | <b>Location:</b><br>• <b>WARD</b><br><br>• <b>CITYWIDE (yes or no) (area)</b><br><br>• <b>Project limits if applicable</b> | Ward 6   |         |        |     |    |       |     |       |
| 7.     | <b>Action implemented by:</b><br>• <b>City Department</b> <input type="checkbox"/><br><br>• <b>Consultant</b>              | Department of Planning and Development<br><br>Office of Economic Development   |         |        |     |    |       |     |       |
| 8.     | <b>COST</b>  | \$1,200,000 up to 20 year period.  |         |        |     |    |       |     |       |
| 9.     | <b>Source of Funding</b><br>• <b>Bond</b> <input type="checkbox"/>   | Bond (TIF)   |         |        |     |    |       |     |       |
| 10.    | <b>EBO participation</b><br><br><b>See attached sheets from Vendors</b>  | ABE  | _____ % | WAIVER | yes | no | _____ | N/A | _____ |
|        |  | AABE   | _____ % | WAIVER | yes | no | _____ | N/A | _____ |
|        |  | WBE  | _____ % | WAIVER | yes | no | _____ | N/A | _____ |
|        |  | HBE  | _____ % | WAIVER | yes | no | _____ | N/A | _____ |
|        |  | NABE   | _____ % | WAIVER | yes | no | _____ | N/A | _____ |

**EXHIBIT "A"**

**Form of Reimbursement Agreement**

## DEVELOPMENT AND REIMBURSEMENT AGREEMENT

This Development and Reimbursement Agreement is dated November \_\_, 2016 and is between the CITY OF JACKSON, MISSISSIPPI, a municipal corporation (the “City”), and UNIVERSITY PLACE, LLC, a Mississippi limited liability company (together with its affiliates, the “Developer”).

The Tax Increment Financing Act, Miss. Code § 21-45-1, et seq. (the “Act”), authorizes municipalities and counties to issue tax increment financing bonds pursuant to a tax increment financing plan (as described in the Act) for the purpose of financing all or a portion of the cost of a redevelopment project (as defined in the Act).

The Act further authorizes municipalities to enter into an agreement with a developer (as defined in the Act) under which the developer may construct all or any part of a redevelopment project with private funds before issuance of the tax increment financing bonds and may be reimbursed by the municipality for actual costs incurred by the developer upon receipt of the bond proceeds, conditioned upon the developer’s dedicating the redevelopment project to the municipality.

The Developer proposed to construct the Redevelopment Project (as defined herein) within the tax increment financing district (as defined in the Act) (the “TIF District”) depicted in the tax increment financing plan entitled *Helm Place, Tax Increment Financing Plan of 2016, City of Jackson, Mississippi* attached as Exhibit A (the “TIF Plan”).

On March 25, 2016 the City adopted a resolution (1) declaring its intent to issue tax increment financing bonds, in one or more series, in an aggregate principal amount not to exceed \$1,200,000 (the “Bonds”) to fund all or part of the costs incurred in connection with the Infrastructure Improvements (as defined herein) and other related costs; (2) determining that the Redevelopment Project is a redevelopment project eligible for tax increment financing under the Act; and (3) declaring its intent to hold a public hearing regarding approval of the TIF Plan and issuance of the Bonds.

On August 11, 2016, the City published a Notice of Public Hearing on the proposed TIF Plan, and on August 23, 2016 the City held a public hearing on the proposed TIF Plan, after which hearing the City adopted a resolution approving the TIF Plan and authorizing issuance of the Bonds.

All or part of the Redevelopment Project has been or will be constructed before the City issues the Bonds. The Developer intends to dedicate, and the City intends to accept, those Infrastructure Improvements completed by the Developer as set forth herein.

It is necessary for the Developer to go forward with the construction of the Redevelopment Project described in the TIF Plan in anticipation of the issuance and delivery of the Bonds, and as authorized by the Act, the parties desire to execute an agreement that authorizes the Developer to construct all or any part of the Redevelopment Project with private funds before issuance of the

Bonds and, upon the City's receiving the Bond proceeds, to allow the City to reimburse the Developer for the Developer's actual costs incurred in connection with the Infrastructure Improvements, conditioned upon the Developer's dedicating any completed Infrastructure Improvements to the City.

Therefore, the parties agree as follows:

1. **Construction.**

(a) The Developer may construct all or any part of the Redevelopment Project with private funds before issuance of the Bonds. The Developer intends to complete only those portions of the Infrastructure Improvements that it determines are necessary to the Redevelopment Project and to the extent the Developer anticipates reimbursement for such qualifying expenditures under this agreement. Nothing herein shall require the Developer to spend funds for Infrastructure Improvements in an amount which exceeds the Reimbursement Portion (as defined herein) and any Infrastructure Improvements which require the expenditure of funds which exceed the Reimbursement Portion shall be made at the Developer's sole discretion.

(b) The Developer will proceed with the acquisition and construction of all or a portion of the Infrastructure Improvements prior to the issuance and sale of the Bonds, and the City shall allow the Developer to be reimbursed for its qualifying expenditures so incurred in an amount equal to the qualifying expenditures for the Infrastructure Improvements, but not to exceed the Reimbursement Portion, on or after the issuance of the Bonds; provided, however that all work and construction, if any, on the Infrastructure Improvements to be dedicated by the Developer to the City must be performed in compliance with the City's applicable standards, codes and ordinances.

(c) The City hereby agrees, upon completion of any Infrastructure Improvements to be dedicated to the City by the Developer, as set forth herein, to approve the dedication of and accept any such Infrastructure Improvements. The City further agrees to accept maintenance responsibility on any such Infrastructure Improvements so dedicated.

(d) The Developer hereby agrees to promote the City's Jobs for Jacksonians Program by using commercially reasonable efforts to hire Jackson residents to fill 40% or greater of the unskilled and skilled labor jobs associated with any remaining construction of the Infrastructure Improvements. The Developer further agrees to use commercially reasonable efforts to contract and/or subcontract up to 40% (but not less than 30%) of the total number of remaining construction and material supplier contracts for the Infrastructure Improvements to minority and/or women-owned contractors, subcontractors and material suppliers. Developer will work with the City's Office of Economic Development to put on an MBE and WBE outreach and Jobs for Jacksonians event for each phase of construction. By the 5<sup>th</sup> day of each month, the Developer will submit to the City's Office of Economic Development a report of the Developer's efforts to meet these goals. The Developer and the City acknowledge and agree that the Developer has satisfied the requirements set forth in this Section 1(d) with regard to the work performed to date on the Infrastructure Improvements.

2. **Definitions.** The following definitions apply:

“**Developer’s Project**” means a residential development of various frontage and interior parcels of property, including, but not limited to residential spaces as more specifically described in the rendering and supporting schedule attached as Exhibit A.

“**Infrastructure Improvements**” means the installation, construction, expansion, renovation, or repair of any utilities, drainage facilities, streets and other roadways, or greenspace park, which may include the following:

1. *Segment One:* Replace existing water, sewer, storm water, sidewalks and repave Church St., between High St. and N. Lamar St; replace storm inlet and pipes at High and Church Streets; replace hydrants on Church Street.
2. *Segment Two:* Add or replace water, sewer, storm water, and sidewalks to serve homes facing Blair St. and Dreyfus St., south of Monument St., and add curbs and repave Blair St., from Monument St. to High St. Blair Street to remain one way to north.
3. *Segment Three:* Add water, sewer, storm water, sidewalks, and access drive to serve homes being constructed between Cohea St. and Monument St.
4. *Segment Four:* Repairing Monument St. base and repaving Monument St. from N. Lamar St. to High St.
5. *Segment Five:* Replace water and sewer and rebuilding George St., from N. Lamar St. to High St., with curbs added and required storm water management.
6. *Segment Six:* Replace curbs due to sewer and water improvements and to provide handicap ramps at intersections.

“**Redevelopment Project**” means the Developer’s Project together with the Infrastructure Improvements.

3. **Bond Proceeds and Reimbursement.** The City hereby commits and promises, subject to the conditions set forth herein, to issue the Bonds and to use a sum not to exceed the Reimbursement Portion (as defined herein) of the proceeds of the sale of the Bonds, to support the acquisition and construction of the Developer’s Project and of the Infrastructure Improvements by reimbursement to the Developer as described herein.

(a) The City shall use its best efforts to issue the Bonds and shall deposit the proceeds therefrom into a construction fund (the “**Construction Fund**”).

(b) From the Construction Fund, the City may first do any of the following: pay the costs of the Bonds’ issuance, fund capitalized interest and any reserve the City determines is

advisable in connection with retirement of the Bonds, pay related engineering fees, attorneys' fees, TIF Plan preparation fees, and other related soft costs. Subject to section 3(c), from the proceeds remaining in the Construction Fund (the "**Reimbursement Portion**"), the City shall reimburse the Developer for all of the Developer's actual costs incurred (1) before the issuance of the Bonds and (2) in connection with the Infrastructure Improvements. That reimbursement amount will not exceed the Reimbursement Portion.

(c) The following are conditions to the reimbursement described in section 3(b):

(1) the Developer's dedicating the constructed Infrastructure Improvements to the City. This condition will not apply to any privately-owned portion of the Redevelopment Project (A) for which the Mississippi Development Authority has issued a certificate of convenience and necessity pursuant to the Regional Economic Development Act, or (B) where the City's governing body finds that it is in the City's best interest that such condition will not apply;

(2) the City's receipt of a request for reimbursement as described in section 3(d).

(d) On one or more occasions, the Developer may request reimbursement from the City on a form of requisition substantially similar to the form attached as Exhibit B. Upon verification, the City shall reimburse the Developer the full amount described on that request within 45 days after receiving that request.

(e) After the City determines that the Redevelopment Project is complete, the City shall transfer any proceeds remaining in the Construction Fund to the bond and interest fund for the Bonds.

4. **Assumption of Risk.** The Developer assumes the risk of proceeding with the Redevelopment Project before issuance of the Bonds. The Developer acknowledges that the City has not budgeted the use of its general funds to pay the cost of the Infrastructure Improvements and that the City's obligation to expend funds or reimburse the Developer for costs incurred in connection with the Infrastructure Improvements is limited to the proceeds of the Bonds. The Developer further acknowledges that if the Bonds are not sold and delivered, no resulting liability will accrue to the City, irrespective of expenditures made by the Developer in connection with the Infrastructure Improvements. Finally, no breach of this agreement, other than a failure of the City to reimburse the Developer as set forth herein with actual proceeds of the Bonds, shall impose any pecuniary liability upon a municipality or any charge upon its general credit or against its taxing powers.

5. **Debt Service.** The City shall service the Bonds' debt from the added increments of the City's and Hinds County, Mississippi's ad valorem tax revenues and/or sales taxes revenues resulting from the Redevelopment Project.

6. **Maintenance.** Subject to the conditions set forth in Section 1(a) of this agreement, the Developer may construct all or any part of the Redevelopment Project, at no cost to the municipality. The Developer shall make best efforts to complete the improvements contemplated under the terms of the agreement, provided that nothing herein shall require the Developer to spend funds for Infrastructure Improvements in an amount which exceeds the Reimbursement Portion. The Developer shall keep the City informed of the status of construction of the improvements as reimbursable improvements are selected for construction by the Developer. The Developer shall

also maintain and operate all or any portion of the facilities and improvements of the project, except the City shall maintain any Infrastructure Improvements dedicated under section 3(c)(1), in such a manner as to preserve property values.

7. **Property Taxes.** The Developer shall pay all or any portion of the real property taxes owed by the Developer and which become due on the project in a timely manner.

8. **Assignment.** Other than an assignment by the Developer to its affiliates, a party shall not assign or transfer any of its rights, nor delegate any of its performance, under this agreement, except with the other parties' prior written consent. Any purported assignment of rights or delegation of performance in violation of this section is void.

9. **Severability.** The parties intend as follows:

(a) that if any provision of this agreement is held to be unenforceable, then that provision will be modified to the minimum extent necessary to make it enforceable, unless that modification is not permitted by law, in which case that provision will be disregarded;

(b) that if an unenforceable provision is modified or disregarded in accordance with this section 9, then the rest of this agreement will remain in effect as written; and

(c) that any unenforceable provision will remain as written in any circumstances other than those in which the provision is held to be unenforceable.

10. **Amendment and Waiver.** No amendment to this agreement will be effective unless it is in writing and signed by all parties. If a party wants to waive any right under this agreement, it may only do so by signing a writing specifying the right waived.

11. **Notices.**

(a) For a notice or other communication to be valid, it must be in writing and delivered by any of the following methods: (1) by hand, (2) by a national transportation company (e.g., FedEx), with all fees prepaid, or (3) by registered or certified mail, return receipt requested and postage prepaid.

(b) A valid notice or other communication will be effective when received by the party to which it is addressed. It will be deemed to have been received upon receipt as indicated by the date on the signed receipt. If the party to which it is addressed rejects or otherwise refuses to accept it, or if it cannot be delivered because of a change in address for which no notice was given, it will be deemed to have been received upon that rejection, refusal, or inability to deliver.

(c) For a notice or other communication to a party under this agreement to be valid, it must be addressed using the information specified below for that party or any other information specified by that party in a notice in accordance with this section 11.

To the City:

Michael A. Davis, Manager  
Department of Economic Development  
Business Development Division  
200 S. President Street  
PO Box 17  
Jackson, MS 39201

To the Developer:

UNIVERSITY PLACE, LLC  
2330 University Avenue  
Oxford, Mississippi 38655

12. **Entire Agreement.** This agreement constitutes the entire understanding between the parties with respect to its subject matter and supersedes all other agreements, whether written or oral, between the parties.

13. **Governing Law.** The laws of Mississippi, without giving effect to its conflicts of law principles, govern this agreement.

*[Signatures on the following page.]*

DULY EXECUTED on the date first stated above.

CITY OF JACKSON, MISSISSIPPI

By: \_\_\_\_\_

Name: Tony T. Yarber

Title: Mayor

ATTEST:

\_\_\_\_\_  
City Clerk

Signature page to Development and Reimbursement Agreement, by and between the City of Jackson, Mississippi and University Place, LLC, dated as of November 1, 2016

UNIVERSITY PLACE, LLC

By: \_\_\_\_\_

Name: \_\_\_\_\_

Title: \_\_\_\_\_

Signature page to Development and Reimbursement Agreement, by and between the City of Jackson, Mississippi and University Place, LLC, dated as of November 1, 2016

EXHIBIT A  
TIF Plan

EXHIBIT B  
Form of Requisition

REQUISITION FOR PAYMENT

The undersigned duly authorized representative of UNIVERSITY PLACE LLC, a Mississippi limited liability company (together with its affiliates, the "Developer"), hereby requests the CITY OF JACKSON, MISSISSIPPI (the "City") to reimburse the Developer for the following costs or other amounts to be paid from the Construction Fund:

|  |          |
|--|----------|
| (a) Acquisition and construction costs | \$ _____ |
| (b) Other authorized costs             | \$ _____ |
| Total Costs to be Paid or Reimbursed   | \$ _____ |

Attached hereto are copies of statements for acquisition transactions and/or invoices or statements from a contractor, vendor, or supplier for authorized costs of the Infrastructure Improvements.

CERTIFICATE

I hereby certify that:

1. The amounts to be paid from the Construction Fund have been paid or incurred by the undersigned in the amounts specified herein.
2. No requisition with respect to such amounts has previously been delivered to the City.
3. The amounts set forth in this requisition have been properly expended or incurred for costs of the Redevelopment Project.
4. The undersigned has no notice of any vendor's, mechanic's or other liens or right to liens, chattel mortgages, conditional sales contracts, security interests or other contracts or obligations which should be satisfied or discharged before payment of the amounts set forth in this requisition.

Capitalized terms not defined in this requisition have the meanings set forth in the Development and Reimbursement Agreement dated November \_\_, 2016 between the City and the Developer.

EXECUTED, this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

UNIVERSITY PLACE, LLC

By: \_\_\_\_\_

Name: \_\_\_\_\_

Title: \_\_\_\_\_

APPROVED:

CITY OF JACKSON, MISSISSIPPI

By: \_\_\_\_\_

Name: \_\_\_\_\_

Title: \_\_\_\_\_



**ORDER AUTHORIZING THE MAYOR TO EXECUTE AMENDMENT #1 TO THE 2014 CONTRACT BETWEEN THE CITY OF JACKSON AND MISSISSIPPI HOUSING PARTNERSHIP, INC. FOR THE COMPLETION OF THE HOME INVESTMENT PARTNERSHIP PROGRAM (HOME) FUNDED COMMUNITY HOUSING DEVELOPMENT ORGANIZATION (CHDO) RENTAL REHABILITATION PROJECT (WARD 7)**

OFFICE OF THE CLERK  
10/15/16

**WHEREAS**, on September 23, 2014, the City Council adopted an Order, recorded in Minute Book 6G, Page 91 authorizing the Mayor to execute a contract between the City of Jackson and Mississippi Housing Partnership for the implementation of the Rental Rehabilitation Project; and

**WHEREAS**, the City of Jackson and Mississippi Housing Partnership, Inc. entered into an Agreement on October 31, 2014, as authorized by City Council; and

**WHEREAS**, the City of Jackson was required per the U. S. Department of Housing and Urban Development to make certain revisions to executed HOME contracts in order to ensure compliance with the new 2013 HOME Final Rule; and

**WHEREAS**, it is necessary to extend the contract period an additional 45 days to ensure all rehabilitation activities are finalized and sufficient time is available to complete all inspections and process required payments; and

**WHEREAS**, in addition to HUD required revision, an increase in funding by \$47,246.90 is necessary to meet the required property standards as stipulated in 24 CFR 92.251 and the City of Jackson Code Ordinances.

**IT IS, THEREFORE, ORDERED** that the Mayor be authorized to execute amendment #1 to the 2014 contract between the City of Jackson and Mississippi Housing Partnership, Inc. for the completion of the Home Investment Partnership Program (HOME) Funded CHDO Rental Rehabilitation Project to update contract required provisions, to increase the original contract award amount by \$47,246.90 for a total contract amount of \$374,419.10 and extend the contract date by 45 days.

Item#

48

Date: November 15, 2016

By: Yarber, Jefferson, Henderson

CITY COUNCIL AGENDA ITEM 10 POINT DATA SHEET

OFFICE OF THE CLERK OF THE CITY OF JACKSON  
 11/16/16  
 [Signature]

DATE: 11/15/2016

|     | POINTS  | COMMENTS   |
|-----|---|--|
| 1.  | <b>Brief Description</b>  | ORDER AUTHORIZING THE MAYOR TO EXECUTE AMENDMENT #1 TO THE 2014 CONTRACT BETWEEN THE CITY OF JACKSON AND MISSISSIPPI HOUSING PARTNERSHIP, INC. FOR THE COMPLETION OF THE HOME INVESTMENT PARTNERSHIP PROGRAM (HOME) FUNDED COMMUNITY HOUSING DEVELOPMENT ORGANIZATION (CHDO) RENTAL REHABILITATION PROJECT (WARD 7)  |
| 2.  | <b>Purpose</b>  | To finalize all provisions of the 2014 contract with Mississippi Housing Partnership for the completion of the CHDO Rental Rehabilitation Project  |
| 3.  | <b>Who will be affected</b>   | Citizens of Jackson.   |
| 4.  | <b>Benefits</b>   | Increase the number of decent, safe and affordable units in Jackson available for rent to low-income families  |
| 5.  | <b>Schedule (beginning date)</b>  | N/A  |
| 6.  | <b>Location:</b><br>WARD<br>CITYWIDE (yes/no)<br>(area)<br>Project limits if applicable                                   | Ward 7   |
| 7.  | <b>Action implemented by:</b><br>City Department <u>  X  </u><br>Consultant <u>      </u>                                 | Department of Planning and Development.<br>Office of Housing & Community Development.  |
| 8.  | <b>COST</b>   | An increase in contract amount by \$47,246.90 to make total contract amount \$374,419.10   |
| 9.  | <b>Source of Funding</b><br>General fund <u>      </u><br>Grant <u>  X  </u><br>Bond <u>      </u><br>Other <u>      </u> | 120-901.24-6742  |
| 10. | <b>E. B.O. Participation</b>  | ABE <u>      </u> %    WAIVER <u>      </u> yes <u>      </u> no <u>      </u> N/A <u>      </u><br>AABE <u>      </u> %    WAIVER <u>      </u> yes <u>      </u> no <u>      </u> N/A <u>      </u><br>WBE <u>      </u> %    WAIVER <u>      </u> yes <u>      </u> no <u>      </u> N/A <u>      </u><br>HBE <u>      </u> %    WAIVER <u>      </u> yes <u>      </u> no <u>      </u> N/A <u>      </u><br>NABE <u>      </u> %    WAIVER <u>      </u> yes <u>      </u> no <u>      </u> N/A <u>      </u> |
|     |   |  |

## MEMORANDUM

**TO:** Mayor, Tony Yarber

**FROM:** Vanessa Henderson, Deputy Director  
Office of Housing and Community Development

**DATE:** October 27, 2016

**RE:** Agenda Item for October 18, 2016 City Council Meeting

The attached agenda item is to authorize the Mayor to execute an amendment to the 2014 contract between the City of Jackson and Mississippi Housing Partnership, Inc. for the completion of the HOME Investment Partnership Program (Home) funded CHDO Rental Rehabilitation Project.

The City of Jackson was required per the U. S. Department of Housing and Urban Development to make certain revisions to executed HOME contracts in order to ensure compliance with the new 2013 HOME Final Rule.

In order to ensure that all properties rehabilitated with HOME funds meet or exceed our local codes and ordinances and the property standard requirements of the 2013 HOME Final Rule, several changes were needed to work write-ups which resulted in higher costs than estimated. Therefore, an increase in funding by \$47,246.90 is necessary to meet the required property standards as stipulated in 24 CFR 92.251 and the City of Jackson Code Ordinances.

In addition, it is necessary to extend the contract period an additional 45 days to ensure all rehabilitation activities are finalized and sufficient time is available to complete all inspections and process required payments.

This amendment ensures that the City of Jackson sufficiently addresses all HOME regulations and remains in compliance.

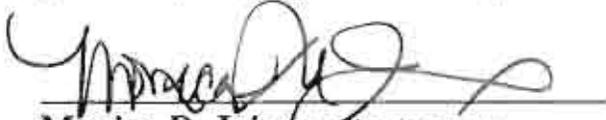
Office of the City Attorney

455 East Capitol Street  
Post Office Box 2779  
Jackson, Mississippi 39207-2779  
Telephone: (601) 960-1799  
Facsimile: (601) 960-1756

## OFFICE OF THE CITY ATTORNEY

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This ORDER AUTHORIZING THE MAYOR TO EXECUTE AMENDMENT #1 TO THE 2014 CONTRACT BETWEEN THE CITY OF JACKSON AND MISSISSIPPI HOUSING PARTNERSHIP, INC. FOR THE COMPLETION OF THE HOME INVESTMENT PARTNERSHIP PROGRAM (HOME) FUNDED COMMUNITY HOUSING DEVELOPMENT ORGANIZATION (CHDO) RENTAL REHABILITATION PROJECT (WARD 7) is legally sufficient for placement in NOVUS Agenda.

  
\_\_\_\_\_  
Monica D. Joiner, City Attorney  
Azande Williams, Deputy City Attorney 

10/31/14  
\_\_\_\_\_  
DATE

OFFICE OF THE CITY ATTORNEY  
JUL 16 2016

**ORDER AUTHORIZING AND RATIFYING THE MAYOR'S EXECUTION CONTRACT BETWEEN THE CITY OF JACKSON AND THE UNIVERSITY OF SOUTHERN MISSISSIPPI INSTITUTE FOR DISABILITY STUDIES FOR THE HOME INVESTMENT PARTNERSHIP GRANT (HOME) FUNDED DOWN PAYMENT ASSISTANCE PROGRAM. (ALL WARDS)**

**WHEREAS**, the City of Jackson receives an annual allocation from the U. S. Department of Housing and Urban Development (HUD) of HOME Investment Partnership Grant (HOME) Funds to provide decent, safe and affordable housing to low- and moderate-income residents; and

**WHEREAS**, the Office of Housing and Community Development has included "down payment assistance to homebuyers seeking to purchase housing in the city of Jackson" as a priority in the City's 2010 and 2015 Five Year Consolidated Plans; and

**WHEREAS**, Mississippi Housing Partnership and the University of Southern Mississippi Institute for Disability Studies have been designated by the City of Jackson as non-profit subrecipients for the purpose of providing down payment assistance to households that meet the HUD specified income requirements to purchase properties located in the city of Jackson, MS.

**IT IS, THEREFORE, ORDERED** that the Mayor be authorized to execute a contract and all applicable documents with the University of Southern Mississippi Institute for Disability Studies necessary to implement the City's Down Payment Assistance Program for an amount not to exceed \$200,000 for a period ending September 30, 2017.

Item# 46  
Date \_\_\_\_\_

By: Yarber, Jefferson, Henderson

## CITY COUNCIL AGENDA ITEM 10 POINT DATA SHEET

DATE: 11/15/2016

|              | POINTS  | COMMENTS   |             |              |           |          |           |              |              |           |          |           |             |              |           |          |           |             |              |           |          |           |              |              |           |          |           |
|--------------|---|--|-------------|--------------|-----------|----------|-----------|--------------|--------------|-----------|----------|-----------|-------------|--------------|-----------|----------|-----------|-------------|--------------|-----------|----------|-----------|--------------|--------------|-----------|----------|-----------|
| 1.           | <b>Brief Description</b>  | <b>ORDER AUTHORIZING AND RATIFYING THE MAYOR'S EXECUTION OF A CONTRACT BETWEEN THE CITY OF JACKSON AND THE UNIVERSITY OF SOUTHERN MISSISSIPPI INSTITUTE FOR DISABILITY STUDIES</b>   |             |              |           |          |           |              |              |           |          |           |             |              |           |          |           |             |              |           |          |           |              |              |           |          |           |
| 2.           | <b>Purpose</b>  | To provide Down Payment Assistance funds to eligible households seeking to purchase residential properties in the city of Jackson  |             |              |           |          |           |              |              |           |          |           |             |              |           |          |           |             |              |           |          |           |              |              |           |          |           |
| 3.           | <b>Who will be affected</b>   | Citizens of Jackson.   |             |              |           |          |           |              |              |           |          |           |             |              |           |          |           |             |              |           |          |           |              |              |           |          |           |
| 4.           | <b>Benefits</b>   | It will allow homebuyers to qualify for mortgages that normally may be unable to provide the necessary down payment.   |             |              |           |          |           |              |              |           |          |           |             |              |           |          |           |             |              |           |          |           |              |              |           |          |           |
| 5.           | <b>Schedule (beginning date)</b>  | N/A  |             |              |           |          |           |              |              |           |          |           |             |              |           |          |           |             |              |           |          |           |              |              |           |          |           |
| 6.           | <b>Location:</b><br><b>WARD</b><br><b>CITYWIDE (yes/no)</b><br><b>(area)</b><br><b>Project limits if applicable</b>           | City-wide  |             |              |           |          |           |              |              |           |          |           |             |              |           |          |           |             |              |           |          |           |              |              |           |          |           |
| 7.           | <b>Action implemented by:</b><br><b>City Department</b> <u>  X  </u><br><b>Consultant</b> _____                               | Department of Planning and Development.<br>Office of Housing & Community Development.  |             |              |           |          |           |              |              |           |          |           |             |              |           |          |           |             |              |           |          |           |              |              |           |          |           |
| 8.           | <b>COST</b>   | \$200,000  |             |              |           |          |           |              |              |           |          |           |             |              |           |          |           |             |              |           |          |           |              |              |           |          |           |
| 9.           | <b>Source of Funding</b><br><b>General fund</b> _____<br><b>Grant</b> <u>  X  </u><br><b>Bond</b> _____<br><b>Other</b> _____ | HOME Investment Partnership (HOME) Grant Funds<br>Account # 120.901  |             |              |           |          |           |              |              |           |          |           |             |              |           |          |           |             |              |           |          |           |              |              |           |          |           |
| 10.          | <b>E. B.O. Participation</b>  | <table style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 15%;">ABE _____ %</td> <td style="width: 15%;">WAIVER _____</td> <td style="width: 10%;">yes _____</td> <td style="width: 10%;">no _____</td> <td style="width: 10%;">N/A _____</td> </tr> <tr> <td>AABE _____ %</td> <td>WAIVER _____</td> <td>yes _____</td> <td>no _____</td> <td>N/A _____</td> </tr> <tr> <td>WBE _____ %</td> <td>WAIVER _____</td> <td>yes _____</td> <td>no _____</td> <td>N/A _____</td> </tr> <tr> <td>HBE _____ %</td> <td>WAIVER _____</td> <td>yes _____</td> <td>no _____</td> <td>N/A _____</td> </tr> <tr> <td>NABE _____ %</td> <td>WAIVER _____</td> <td>yes _____</td> <td>no _____</td> <td>N/A _____</td> </tr> </table> | ABE _____ % | WAIVER _____ | yes _____ | no _____ | N/A _____ | AABE _____ % | WAIVER _____ | yes _____ | no _____ | N/A _____ | WBE _____ % | WAIVER _____ | yes _____ | no _____ | N/A _____ | HBE _____ % | WAIVER _____ | yes _____ | no _____ | N/A _____ | NABE _____ % | WAIVER _____ | yes _____ | no _____ | N/A _____ |
| ABE _____ %  | WAIVER _____  | yes _____  | no _____    | N/A _____    |           |          |           |              |              |           |          |           |             |              |           |          |           |             |              |           |          |           |              |              |           |          |           |
| AABE _____ % | WAIVER _____  | yes _____  | no _____    | N/A _____    |           |          |           |              |              |           |          |           |             |              |           |          |           |             |              |           |          |           |              |              |           |          |           |
| WBE _____ %  | WAIVER _____  | yes _____  | no _____    | N/A _____    |           |          |           |              |              |           |          |           |             |              |           |          |           |             |              |           |          |           |              |              |           |          |           |
| HBE _____ %  | WAIVER _____  | yes _____  | no _____    | N/A _____    |           |          |           |              |              |           |          |           |             |              |           |          |           |             |              |           |          |           |              |              |           |          |           |
| NABE _____ % | WAIVER _____  | yes _____  | no _____    | N/A _____    |           |          |           |              |              |           |          |           |             |              |           |          |           |             |              |           |          |           |              |              |           |          |           |
|              |   |  |             |              |           |          |           |              |              |           |          |           |             |              |           |          |           |             |              |           |          |           |              |              |           |          |           |

# Office of Housing & Community Development

## MEMORANDUM

**TO:** Mayor Tony Yarber 

**FROM:** Vanessa Henderson, Deputy Director  
Office of Housing and Community Development

**DATE:** October 25, 2016

**RE:** Agenda Item for November 15, 2016, City Council Meeting

The attached agenda item is to authorize the Mayor to enter into a contract with the University of Southern Mississippi Institute for Disability Studies (USM/IDS) for the purpose of providing down payment assistance to households that meet the HUD specified income requirements to purchase properties located in the city of Jackson, MS.

Historically, the USM/IDS has implemented a successful DPA program for the City; and residents are familiar with the agency.

For this round of funding, USM/IDS will be awarded \$200,000 of the City's HOME grant awards from HUD. The agency will have one year to expend all awarded funds.

Office of the City Attorney

455 East Capitol Street  
Post Office Box 2779  
Jackson, Mississippi 39207-2779  
Telephone: (601) 960-1799  
Facsimile: (601) 960-1756

## OFFICE OF THE CITY ATTORNEY

This ORDER AUTHORIZING AND RATIFYING THE MAYOR'S EXECUTION OF CONTRACT BETWEEN THE CITY OF JACKSON AND THE UNIVERSITY OF SOUTHERN MISSISSIPPI INSTITUTE FOR DISABILITY STUDIES FOR THE HOME INVESTMENT PARTNERSHIP GRANT (HOME) FUNDED DOWN PAYMENT ASSISTANCE PROGRAM (ALL WARDS) is legally sufficient for placement in NOVUS Agenda.

  
Monica D. Joiner, City Attorney

Azande Williams, Deputy City Attorney

11-1-16  
\_\_\_\_\_  
DATE

OFFICE OF THE CITY ATTORNEY  
752  
7/12/2016

**ORDER AUTHORIZING AN AGREEMENT WITH HUDSON AND ASSOCIATES, LLC FOR A PARKING METER SERVICES PROGRAM FOR A TERM OF 10 YEARS WITH OPTIONS TO TERMINATE THE CONTRACT AT THE CITY'S SOLE OPTION AFTER CONTRACT YEAR 4 AND CONTRACT YEAR 7 (ALL WARDS)**

**WHEREAS**, the City desires to make improvements to its current parking meter program by updating its meter stock with new meters that make use of existing payment option technologies and other enhancements, increasing enforcement efforts, and increasing the percentage of traffic fines collected; and

**WHEREAS**, the City solicited requests for proposal for a parking meter program beginning on January 7, 2016 and proposals were received on March 1, 2016; and

**WHEREAS**, an Evaluation Committee consisting of representatives of the Department of Public Works, the Police Department, and the Municipal Court division reviewed the proposals received and recommended that the best proposer was Hudson and Associates, LLC; and

**WHEREAS**, the Department of Public Works has negotiated with Hudson and Associates, LLC and obtained a Program for Parking Meter Services which includes the installation of new meters that will be owned by Hudson and Associates, LLC, responsibility for maintenance and collection of the meters, responsibility for enforcement of City ordinances with respect to parking, including a policy for booting repeat violators, and responsibility for collecting fines from parking ordinance violations; and

**WHEREAS**, in exchange for operating the Park Meter Services Program, Hudson and Associates, LLC guarantees an annual payment to the City of Jackson in the amount of \$250,008.00 to be paid in twelve equal monthly installments of \$20,834.00 or in Contract Years 1 and 2, the greater of the guaranteed payment or 25% of annual profits; in Contract Years 3 and 4, the greater of the guaranteed payment or 30% of annual profits; in Contract Years 5 through 7, the greater of the guaranteed payment or 35% of annual profits; and in Contract Years 8 through 10, the greater of the guaranteed payment or 40% of annual profits; and

**WHEREAS**, Hudson and Associates, LLC will convey ownership in the meters to the City at no additional expense at the end of the contract period, or, if the City elects to terminate the contract at the end of Year 4 or Year 7, at an amount to be determined that will compensate Hudson and Associates, LLC for the their investment in the Parking Meter Services Program with a reasonable return on their investment; and

**WHEREAS**, the Department of Public Works recommends that the Mayor be authorized to enter into an agreement with Hudson and Associates, LLC for a Parking Meter Services Program.

**IT IS, THEREFORE, ORDERED** that the Mayor is authorized to enter into an agreement with Hudson and Associates, LLC for a Parking Meter Services Program with a term of ten years

Item No. 47  
Agenda Date: 7/12/2016  
By: (Smash, Yarber)

with options to terminate the contract solely at the City's discretion at the end of Year 4 and Year 7 of the agreement upon payment of an amount to be determined that will compensate Hudson and Associates, LLC for their investment and upon payment Hudson and Associates, LLC will convey ownership of the parking meters purchased for the Program to the City of Jackson.

**IT IS FURTHER ORDERED** that during the term of the agreement Hudson and Associates, LLC guarantees and annual payment to the City of Jackson in the amount of \$250,008.00 to be paid in twelve equal monthly installments of \$20,834 or in Contract Years 1 and 2, the greater of the guaranteed payment or 25% of annual profits; in Contract Years 3 and 4, the greater of the guaranteed payment or 30% of annual profits; in Contract Years 5 through 7, the greater of the guaranteed payment or 35% of annual profits; and in Contract Years 8 through 10, the greater of the guaranteed payment or 40% of annual profits.

**IT IS FURTHER ORDERED** that Hudson and Associates, LLC will install new parking meters, be responsible for maintenance and collection of the meters, be responsible for enforcement of City ordinances with respect to parking, including a policy for booting repeat violators, and be responsible for collecting fines from parking ordinance violations under the agreement for a Parking Meter Services Program.

| POINTS |   | COMMENTS  |
|--------|---|---|
| 1.     | Brief Description/Purpose   | ORDER AUTHORIZING AN AGREEMENT WITH HUDSON AND ASSOCIATES, LLC FOR A PARKING METER SERVICES PROGRAM FOR A TERM OF 10 YEARS WITH OPTIONS TO TERMINATE THE CONTRACT AT THE CITY'S SOLE OPTION AFTER CONTRACT YEAR 4 AND CONTRACT YEAR 7 (ALL WARDS)   |
| 2.     | <b>Public Policy Initiative</b><br>1. Youth & Education<br>2. Crime Prevention<br>3. Changes in City Government<br>4. Neighborhood Enhancement<br>5. Economic Development<br>6. Infrastructure and Transportation<br>7. Quality of Life | Economic Development, Infrastructure and Transportation, Quality of Life  |
| 3.     | Who will be affected  | Persons using metered on-street parking   |
| 4.     | Benefits  | Replace existing meters with state-of-the-art parking meters allowing a variety of payment options; increased enforcement of City parking ordinances in metered areas.  |
| 5.     | Schedule (beginning date)   | November 1, 2016  |
| 6.     | <b>Location:</b><br>▪ WARD<br><br>▪ CITYWIDE (yes or no)(area)<br><br>▪ Project limits if applicable  | Areas of Downtown, which have metered, on-street parking  |
| 7.     | <b>Action implemented by:</b><br>▪ City Department <input checked="" type="checkbox"/><br>▪ Consultant <input type="checkbox"/>   | Department of Public Works and the Chief Administrative Officer   |
| 8.     | COST  | No upfront costs; Parking meter revenues for the next 10 years, minus a \$250,000 guaranteed annual payment plus an increasing share of profits ranging from 25% in year 1 to 40% in years 8-10   |
| 9.     | <b>Source of Funding</b><br>▪ General Fund <input checked="" type="checkbox"/><br>▪ Grant <input type="checkbox"/><br>▪ Bond <input type="checkbox"/><br>▪ Other <input type="checkbox"/>   | No upfront costs, but City would no longer receive revenue from parking meters and parking violations; this would be offset by an guaranteed annual payment of \$250,000.00 plus an increasing share of profits ranging from 25% in year 1 to 40% in years 8-10                                       |
| 10.    | EBO participation   | ABE _____%      WAIVER    yes ___ no ___      N/A _____<br>AABE _____%      WAIVER    yes ___ no ___      N/A _____<br>FBE _____%      WAIVER    yes ___ no ___      N/A _____<br>HBE _____%      WAIVER    yes ___ no ___      N/A _____<br>NABE _____%      WAIVER    yes ___ no ___      N/A _____ |



**City of Jackson  
Department of Public Works**

**To:** Mayor Tony T. Yarber

**From:** Jerriot Smash 

**Council Agenda Item Briefing Memo**

**Agenda Item:** ORDER AUTHORIZING AN AGREEMENT WITH HUDSON AND ASSOCIATES, LLC FOR A PARKING METER SERVICES PROGRAM FOR A TERM OF 10 YEARS WITH OPTIONS TO TERMINATE THE CONTRACT AT THE CITY'S SOLE OPTION AFTER CONTRACT YEAR 4 AND CONTRACT YEAR 7 (ALL WARDS)

**Item #:**

**Council Meeting:** Regular Council Meeting, October 18, 2016

**Purpose:** To enter into an agreement to create and operate a Parking Meter Services Program

**Cost:** No upfront costs to the City; Contractor will guarantee a payment of \$250,000.00 annually plus all profits in excess of no more than 15% of annual expenses

**Funding Source:** Parking Meter Revenues from meters and parking tickets

**Background:**

The City has had parking meters that it maintained, collected, and enforced violations of the City parking ordinances in the Downtown area for decades. The responsibilities for the various aspects of the parking meter program have been distributed among the Department of Public Works (meter maintenance and collection from meters); Police Department (enforcement of parking ordinances); and Department of Administration (adjudication and collection of fines for parking violations). Recently, revenue from parking meters has declined for a variety of reasons, including reductions in staff in all three departments and the aging parking meter stock.

The Department of Public Works was charged with conducting a Request for Proposals competitive process to select a vendor who could provide all of the services being provided by the three City departments (except adjudication of tickets in Municipal Court) more effectively and efficiently, in addition to providing new meters at no initial investment by the City of Jackson.



**City of Jackson  
Department of Public Works**

The Department of Public Works created an Evaluation Committee to rate the proposals received. The Evaluation Committee had representation from all three of the departments who currently share responsibility for the City's current parking meter program: Department of Public Works; Police Department; the Department of Administration. After receiving the proposals in March of this year, the Evaluation Committee scored the proposals and recommended that the City enter into negotiations with Hudson and Associates, LLC. The negotiation process was more involved than other requests for proposals because the RFP was open as to the contract structure for operating the program. The key consideration was that any program could not require any upfront investment by the City of funds beyond the existing revenue from parking meters. This requirement was made necessary because of the tight budget constraints on the City during the 2016 fiscal year and projected for the 2017 fiscal year.

Currently, the City is receiving revenue of approximately \$180,000.00 a year from meter usage at a cost of approximately \$80,000.00 for labor and supplies. Municipal Courts reported revenue of \$106,105.00 from parking meter violations in Fiscal Year 2015, while the Police Department reported current labor costs for two parking enforcement officers of \$53,256.00. This equates to revenue after expenses from the City's current parking meter program of approximately \$153,000.00. Even in Fiscal Year 2011 when revenue from meters was \$199,228.00 and fines from parking meter violations was \$163,034.00, revenue after expenses was only approximately \$230,000.00.

Following negotiations between Hudson and Associates, LLC and the Department of Public Works, we have agreed on the framework of a contract that the Department of Public Works believes will meet the City's needs. Hudson and Associates, LLC will make a guaranteed minimum payment of \$250,008.00 annually, paid in monthly amounts of \$20,834.00 or, in Contract Years 1 and 2, the greater of the guaranteed payment or 25% of annual profits; in Contract Years 3 and 4, the greater of the guaranteed payment or 30% of annual profits; in Contract Years 5 through 7, the greater of the guaranteed payment or 35% of annual profits; and in Contract Years 8 through 10, the greater of the guaranteed payment or 40% of annual profits. Hudson and Associates, LLC will be responsible for replacing the City's existing parking meters at an estimated cost, including installation, of \$1,400,000.00. Hudson will be responsible for all of the operations of the City's parking meter program with the exception of the adjudication of violations, which will still be done by a municipal judge. Hudson does intend to offer a ticket review process where anyone contesting a ticket may review the evidence of the violation. Hudson will collect coins from the meters and maintain them, enforce City



**City of Jackson  
Department of Public Works**

parking ordinances in the areas of the City having parking meters, including the use of a boot for repeat offenders, collect fines being voluntarily paid, and pursue delinquent fines. Hudson will report their verifiable expenses and other program metrics to the City monthly and make any additional payment above the guaranteed payment due from the profit sharing agreement. Hudson and Associates, LLC would own the meters throughout the term of the agreement, but would convey title to the City at the end of the term or earlier, if the City exercises its termination option and pays the buyout amount.

Based on projections prepared by Hudson and Associates, LLC at an hourly rate of \$1.00, the City could expect to see any payments in excess of the \$250,008.00 annual guarantee amount in 2019, which is Year 3 of the Agreement. Based on Hudson's projections, the City would receive \$294,650 in Years 3 and 4, \$343,759 in Years 5 through 7, and \$392,867 in Years 8 through 10.

In order to comply with Mississippi law, the agreement will provide options for the City to terminate at the end of Years 4 and 7 of the contract at its sole discretion. However, Hudson and Associates, LLC will require a significant buyout to recoup their investment in the program including their expenses and the capital cost of the new meters. In year 4 this amount could be as much as \$2,000,000.00 and as much as \$1,700,000.00 in year 7.

In order for the City to see any significant profits over the guaranteed payment, the Department of Public Works will be proposing to increase the hourly parking meter rate to \$1.00 from the current rate of \$0.50. Also, in order for Hudson and Associates, LLC to be responsible for enforcement of City parking ordinances, Mississippi law requires that the City Council enact an ordinance granting Hudson this authority.

Please let me know if you have any questions.

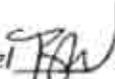
Office of the City Attorney

455 East Capitol Street  
Post Office Box 2779  
Jackson, Mississippi 39207-2779  
Telephone: (601) 960-1799  
Facsimile: (601) 960-1756

## OFFICE OF THE CITY ATTORNEY

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This ORDER AUTHORIZING AN AGREEMENT WITH HUDSON AND ASSOCIATES LLC FOR A PARKING METER SERVICES PROGRAM FOR A TERM OF 10 YEARS WITH OPTIONS TO TERMINATE THE CONTRACT AT THE CITY'S SOLE OPTION AFTER CONTRACT YEAR 4 AND CONTRACT YEAR 7 (ALL WARDS) is legally sufficient for placement in NOVUS Agenda.

  
\_\_\_\_\_  
Monica D. Joiner, City Attorney  
Terry Williamson, Legal Counsel 

  
\_\_\_\_\_  
DATE

OFFICE OF THE CITY ATTORNEY  
10/12/16



**ORDER AUTHORIZING AN AGREEMENT WITH DON McCrackin TO PROVIDE PROJECT MANAGEMENT OF THE SUPPLEMENTAL ENVIRONMENTAL PROJECT REQUIRED UNDER THE CLEAN WATER ACT CONSENT DECREE (ALL WARDS)**

OFFICE OF THE CITY ATTORNEY  
10/12/2011

**WHEREAS**, has agreed to perform a SEP (Supplemental Environment Project) under the Clean Water Act Consent Decree to mitigate the civil penalty assessed against it; and

**WHEREAS**, the SEP will replace or repair the private sewer laterals of very low, low, and moderate income homeowners; and

**WHEREAS**, the Department of Public Works requires a project manager to supervise the process of contracting for the required replacement or repairs, the recruitment of qualified participants for the program, and the recruitment of qualified plumbers and contractors to perform the required work; and

**WHEREAS**, Don McCrackin previously provided these services to the City through the Consent Decree Program Management Agreement and has the required experience to provide project management of the SEP; and

**WHEREAS**, the Department of Public Works have negotiated a scope of services for an amount not to exceed \$154,000.00 annually; and

**WHEREAS**, the term of the agreement is proposed to be two years with an option to extend the agreement for an additional term of two years; and

**WHEREAS**, the Department of Public Works recommends that the Mayor be authorized to enter into an agreement with Don McCrackin to provide Project Management Services for the City's SEP.

**IT IS, THEREFORE, ORDERED** that the Mayor is authorized to enter into an agreement with Don McCrackin to provide Project Management Services for the City's SEP with a term of two years with an option to extend the agreement for an additional term of two years and in an agreement amount not to exceed \$154,000 annually, which includes all labor and reimbursable expenses.

Item No. 48  
Agenda Date: \_\_\_\_\_  
By: (Smash, Yarber)

CITY COUNCIL AGENDA ITEM 10 POINT DATA SHEET

October 12, 2016

DATE

OFFICE OF THE CITY ATTORNEY  
10/12/16

| POINTS   | COMMENTS   |
|--|--|
| 1. <b>Brief Description/Purpose</b>  | ORDER AUTHORIZING AN AGREEMENT WITH DON McCracken TO PROVIDE PROJECT MANAGEMENT OF THE SUPPLEMENTAL ENVIRONMENTAL PROJECT REQUIRED UNDER THE CLEAN WATER ACT CONSENT DECREE (ALL WARDS)                                    |
| 2. <b>Public Policy Initiative</b><br>1. Youth & Education<br>2. Crime Prevention<br>3. Changes in City Government<br>4. Neighborhood Enhancement<br>5. Economic Development<br>6. Infrastructure and Transportation<br>7. Quality of Life | Neighbor Enhancement, Infrastructure and Transportation, Quality of Life   |
| 3. <b>Who will be affected</b>   | Very low, low, and moderate income homeowners  |
| 4. <b>Benefits</b>   | Provide project management services for the City's SEP agreed to under the Clean Water Act Consent Decree  |
| 5. <b>Schedule (beginning date)</b>  | Upon notice to proceed   |
| 6. <b>Location:</b><br>• WARD<br><br>• CITYWIDE (yes or no)(area)<br><br>• Project limits if applicable  | Throughout low income areas throughout the City  |
| 7. <b>Action implemented by:</b><br>• City Department <input checked="" type="checkbox"/><br>• Consultant <input type="checkbox"/>   | Department of Public Works   |
| 8. <b>COST</b>   | \$154,000 annually   |
| 9. <b>Source of Funding</b><br>• General Fund <input type="checkbox"/><br>• Grant <input type="checkbox"/><br>• Bond <input type="checkbox"/><br>• Other <input checked="" type="checkbox"/>   | Water/Sewer Enterprise Fund—Fund 32 Consent Decree Budget  |
| 10. <b>EBO participation</b>   | ABE _____% WAIVER yes ___ no ___ N/A ___<br>AABE _____% WAIVER yes ___ no ___ N/A ___<br>FBE _____% WAIVER yes ___ no ___ N/A ___<br>HBE _____% WAIVER yes ___ no ___ N/A ___<br>NABE _____% WAIVER yes ___ no ___ N/A ___ |



**City of Jackson  
Department of Public Works**

**To: Mayor Tony T. Yarber**

**From: Jerriot Smash** 

**Council Agenda Item Briefing Memo**

**Agenda Item:** ORDER AUTHORIZING AN AGREEMENT WITH DON McCrackin TO PROVIDE PROJECT MANAGEMENT OF THE SUPPLEMENTAL ENVIRONMENTAL PROJECT REQUIRED UNDER THE CLEAN WATER ACT CONSENT DECREE (ALL WARDS)

**Item #:**

**Council Meeting:** Regular Council Meeting, October 18, 2016

**Purpose:** To enter into an agreement to provide Project Management of the City's SEP required under its Clean Water Act Consent Decree

**Cost:** \$154,000 annually

**Funding Source:** Parking Meter Revenues from meters and parking tickets

**Background:**

The City has agreed to perform a SEP (Supplemental Environmental Project) as a part of its Clean Water Act Consent Decree to mitigate the civil penalties imposed. The SEP will replace or repair the defective private sewer laterals of qualified very low, low, and moderate income homeowners. This requires that the City recruit and qualify the homeowners to participate in the program, supervise the contracting process, including the review of work estimates by plumbers and contractors, and recruit qualified plumbers and contractors to perform the work.

Previously, Don McCrackin began providing some of these project management services under the Consent Decree Program Management Contract. The Department of Public Works still requires these project management services and believes that it will be cost effective to retain Mr. McCrackin to resume providing the services under a separate contract. The Department and Mr. McCrackin have reached an agreement to provide these services for a two-year term with an option to extend the agreement for two additional years in a contract amount not to exceed \$154,000 each year.

Please let me know if you have any questions.

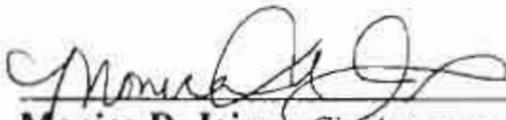
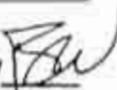
Office of the City Attorney

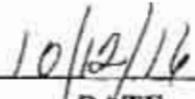
455 East Capitol Street  
Post Office Box 2779  
Jackson, Mississippi 39207-2779  
Telephone: (601) 960-1799  
Facsimile: (601) 960-1756

## OFFICE OF THE CITY ATTORNEY

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This ORDER AUTHORIZING AN AGREEMENT WITH DON MCCRACKIN TO PROVIDE PROJECT MANAGEMENT OF THE SUPPLEMENTAL ENVIRONMENTAL PROJECT REQUIRED UNDER THE CLEAN WATER ACT CONSENT DECREE (ALL WARDS) is legally sufficient for placement in NOVUS Agenda.

  
\_\_\_\_\_  
Monica D. Joiner, City Attorney  
Terry Williamson, Legal Counsel 

  
\_\_\_\_\_  
DATE

OFFICE OF THE CITY ATTORNEY  
Greer  
12/21/16  
rnu

**ORDER ACCEPTING THE TERM BID OF TRI-MISS SERVICES, INC. FOR TWENTY-FOUR MONTH SALE OF RECYCLED REFRIGERATORS, OTHER WHITE GOODS, AIR CONDITIONERS, GAS TANKS, AND VARIOUS SCRAP METALS, (BID 96270-091316) (ALL WARDS).**

**WHEREAS**, sealed bids for a Twenty-Four Month Sale of Recycled Refrigerators, Other White Goods, Air Conditioners, Gas Tanks, and Various Scrap Metals were opened September 13, 2016, and one (1) bid was received; and

**WHEREAS**, Tri-Miss Services, Inc., 416 West Woodrow Wilson Avenue, Jackson, Mississippi 39213, submitted the highest offer to purchase the recycled refrigerators, other white goods, air conditioners, gas tanks, and various scrap metals at the price of \$68.00 per gross ton, which converts to \$76.16 per net ton, for recycled refrigerators, other white goods, air conditioners, and gas tanks with an estimated weight of 6,000 to 8,000 tons for the term and \$78.00 per gross ton, which converts to \$87.36 per net ton, for various scrap metals with an estimated weight of 6,000 to 8,000 tons for the term; and

**WHEREAS**, the Solid Waste Division of the Department of Public Works has reviewed the bid submitted and recommends the governing authorities deem the bid of Tri-Miss Services, Inc., 416 West Woodrow Wilson Avenue, Jackson, MS 39213, to be the highest and only bid.

**IT IS, THEREFORE, ORDERED** that the bid of Tri-Miss Services, Inc., 416 West Woodrow Wilson Avenue, Jackson, MS 39213, received September 13, 2016, for the sale of recycled refrigerators, other white goods, air conditioners, gas tanks and various scrap metals for a twenty-four month term (starting November 1, 2016 through October 31, 2018) in the amounts

Item# 49

Date: \_\_\_\_\_

By: **Smash, Montgomery, Greer, Yarber**

Office of the City Attorney

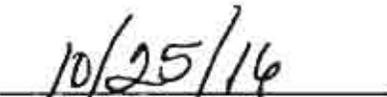
455 East Capitol Street  
Post Office Box 2779  
Jackson, Mississippi 39207-2779  
Telephone: (601) 960-1799  
Facsimile: (601) 960-1756

## OFFICE OF THE CITY ATTORNEY

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This ORDER ACCEPTING THE TERM BID OF TRI-MISS SERVICES, INC. FOR TWENTY-FOUR MONTH SALE OF RECYCLED REFRIGERATORS, OTHER WHITE GOODS, AIR CONDITIONERS, GAS TANKS, AND VARIOUS SCRAP METALS, (BID 96270-091316) is legally sufficient for placement in NOVUS Agenda.

  
\_\_\_\_\_  
Monica D. Joiner, *City Attorney*  
Nakesha Watkins, *Legal Counsel* NW

  
\_\_\_\_\_  
DATE

OFFICE OF THE CITY ATTORNEY  
CLERK  
25-2016

of \$68.00 per gross ton, which converts to \$76.16 per net ton, for recycled refrigerators, other white goods, air conditioners, and gas tanks with an estimated weight of 6,000 to 8,000 tons for the term and \$78.00 per gross ton, which converts to \$87.36 per net ton, for various scrap metals with an estimated weight of 6,000 to 8,000 tons for the term be accepted as the highest and only bid received, it being determined that the bid meets the City specifications.

**IT IS FURTHER ORDERED** that payments received from the sale of these materials are to be deposited into the Solid Waste Enterprise Fund.



## Memorandum

**To:** Mayor Tony T. Yarber  
City of Jackson

**From:** Jerriot Smash, Interim Director of Public Works 

**Date:** September 14, 2016

**Re:** **TERM BID- Tabulation of Bid on twenty-four-month sale of recycle refrigerators, other white goods, air conditioners, gas tanks, and various scrap metals. Bid No. 96270-091316, opened September 13, 2016**

This memo provides justification to proceed with a twenty-four-month term bid for white goods recycling. I would like to recommend the bid of Tri-Miss Services, Inc., 416 West Woodrow Wilson Avenue, Jackson, MS 39213 for the twenty-four-month sale of recyclables, such as refrigerators, other white goods, air conditioners, gas tanks, and various scrap metals. The price bid submitted by Tri-Miss Services, Inc. was submitted in Gross Tons (GT). For item (1), resale of recyclables, such as refrigerators, other white goods, air conditioners, gas tanks, Tri-Miss Services, Inc. submitted a bid for \$68.00 GT, and \$78.00 GT for item two (2), resale of various scrap metals. When gross tons is converted to tons, Tri-Miss's bid was for \$76.16 per ton for white goods (1), and \$87.36 per ton for scrap metal (2).

Bids were opened on September 13, 2016 for the twenty-four-month sale of recyclables. One (1) bid was received, Tri-Miss Services, Inc. The bid is for one (1) Sale of Recycle- refrigerators, other white goods, air conditioners, gas tanks- 6,000 to 8,000 tons for the term of 24 months; and item two (2) Sale of various scrap metals estimated sale is 6,000 to 8,000 tons for the term of 24 months.

It is recommended to accept the bid of Tri-Miss Services, Inc. based on the estimated sale of metal per gross ton at \$76.16 per ton for item (1), and \$87.36 per ton for item (2). The services that Tri-Miss Services, Inc. will provide the City of Jackson complies with the sanitation requirements and will be detailed and organized.

If you have any questions, please let me know.

# Memorandum

**To:** Michael Davis, Serving EBO Officer, Manager  
Office of Economic Development

**From:** Purchasing Division

**Thru:** Alice Montgomery Interim Manager, Solid Waste Division  
Department of Public Works

**CC:** Marshand Crisler, Interim Chief Administrative Officer

**Date:** September 13, 2016

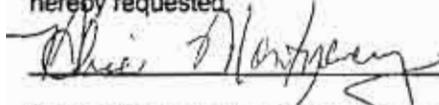
**Re:** Bid Number: 96270-091316 --Twenty-four-Month Sale of Recycle Refrigerators, Other Goods, Air Conditioners, Gas Tanks and Various Scrap Metals

The attached bid and tabulations have been prepared by the Purchasing Division for the department/ division contact person as a guide to review the bid technical specifications. Bids were received on September 13, 2016 as follows:

| Vendor Name             | TECHNICAL |    | EBO PLAN<br>(Included w/Bid Package?) |    |
|-------------------------|-----------|----|---------------------------------------|----|
|                         | YES       | NO | YES                                   | NO |
| Tri-Miss Services, Inc. |           |    | X                                     |    |

The source of funding is Sanitation Fund.

I have completed the technical review and appropriately marked the bids meeting ALL technical specifications. I am forwarding this review to the EBO Officer for appropriate action. A determination for compliance with the City's EBO Ordinance and EBO Plan as submitted with the above referenced bid is hereby requested.

  
\_\_\_\_\_  
Signed (Department / Division Contact Person)

9/13/16  
\_\_\_\_\_  
Date:

# CITY COUNCIL AGENDA ITEM 10 POINT DATA SHEET

September 14, 2016

| POINTS |  | COMMENTS   |     |         |        |     |    |     |      |         |        |     |    |     |     |         |        |     |    |     |     |         |        |     |    |     |      |         |        |     |    |     |
|--------|--|--|-----|---------|--------|-----|----|-----|------|---------|--------|-----|----|-----|-----|---------|--------|-----|----|-----|-----|---------|--------|-----|----|-----|------|---------|--------|-----|----|-----|
| 1.     | <b>Brief Description/Purpose</b>   | ACCEPTING BID ON TWENTY-FOUR-MONTH SALE OF RECYCLE REFRIGERATORS, OTHER WHITE GOODS, AIR CONDITIONERS, GAS TANKS, AND VARIOUS SCRAP METALS. BID NO. 96270-091316 (ALL WARDS)   |     |         |        |     |    |     |      |         |        |     |    |     |     |         |        |     |    |     |     |         |        |     |    |     |      |         |        |     |    |     |
| 2.     | <b>Public Policy Initiative</b> <ol style="list-style-type: none"> <li>1. Youth &amp; Education</li> <li>2. Crime Prevention</li> <li>3. Changes in City Government</li> <li>4. Neighborhood Enhancement</li> <li>5. Economic Development</li> <li>6. Infrastructure and Transportation</li> <li>7. Quality of Life</li> </ol> | Economic Development<br>Quality of Life  |     |         |        |     |    |     |      |         |        |     |    |     |     |         |        |     |    |     |     |         |        |     |    |     |      |         |        |     |    |     |
| 3.     | <b>Who will be affected</b>  | All City residents   |     |         |        |     |    |     |      |         |        |     |    |     |     |         |        |     |    |     |     |         |        |     |    |     |      |         |        |     |    |     |
| 4.     | <b>Benefits</b>  | Landfill Operations  |     |         |        |     |    |     |      |         |        |     |    |     |     |         |        |     |    |     |     |         |        |     |    |     |      |         |        |     |    |     |
| 5.     | <b>Schedule (beginning date)</b>   |  |     |         |        |     |    |     |      |         |        |     |    |     |     |         |        |     |    |     |     |         |        |     |    |     |      |         |        |     |    |     |
| 6.     | <b>Location:</b> <ul style="list-style-type: none"> <li>▪ WARD</li> <li>▪ CITYWIDE (yes or no) (area)</li> <li>▪ Project limits if applicable</li> </ul>   | Citywide   |     |         |        |     |    |     |      |         |        |     |    |     |     |         |        |     |    |     |     |         |        |     |    |     |      |         |        |     |    |     |
| 7.     | <b>Action implemented by:</b> <ul style="list-style-type: none"> <li>▪ City Department <input type="checkbox"/></li> <li>▪ Consultant <input type="checkbox"/></li> </ul>  | Public Works Department/ Solid Waste Division  |     |         |        |     |    |     |      |         |        |     |    |     |     |         |        |     |    |     |     |         |        |     |    |     |      |         |        |     |    |     |
| 8.     | <b>COST</b>  | No cost. The City will receive \$76.16/ TON (\$68.00 GT) for the sale of recycle and \$87.36/ TON (\$78.00 GT) for the sale of various scrap metal (ESTIMATED SALE IS 6,000 TO 8,000 TONS FOR THE TERM)  |     |         |        |     |    |     |      |         |        |     |    |     |     |         |        |     |    |     |     |         |        |     |    |     |      |         |        |     |    |     |
| 9.     | <b>Source of Funding</b> <ul style="list-style-type: none"> <li>▪ General Fund <input type="checkbox"/></li> <li>▪ Grant <input type="checkbox"/></li> <li>▪ Bond <input type="checkbox"/></li> <li>▪ Other <input type="checkbox"/></li> </ul>  | The payments received will be deposited to account 009-5627  |     |         |        |     |    |     |      |         |        |     |    |     |     |         |        |     |    |     |     |         |        |     |    |     |      |         |        |     |    |     |
| 10.    | <b>EBO participation</b>   | <table style="width: 100%; border: none;"> <tr> <td style="width: 25%;">ABE</td> <td style="width: 10%; text-align: center;">_____ %</td> <td style="width: 25%;">WAIVER</td> <td style="width: 10%;">yes</td> <td style="width: 10%;">no</td> <td style="width: 10%;">N/A</td> </tr> <tr> <td>AABE</td> <td style="text-align: center;">_____ %</td> <td>WAIVER</td> <td>yes</td> <td>no</td> <td>N/A</td> </tr> <tr> <td>WBE</td> <td style="text-align: center;">_____ %</td> <td>WAIVER</td> <td>yes</td> <td>no</td> <td>N/A</td> </tr> <tr> <td>HBE</td> <td style="text-align: center;">_____ %</td> <td>WAIVER</td> <td>yes</td> <td>no</td> <td>N/A</td> </tr> <tr> <td>NABE</td> <td style="text-align: center;">_____ %</td> <td>WAIVER</td> <td>yes</td> <td>no</td> <td>N/A</td> </tr> </table> | ABE | _____ % | WAIVER | yes | no | N/A | AABE | _____ % | WAIVER | yes | no | N/A | WBE | _____ % | WAIVER | yes | no | N/A | HBE | _____ % | WAIVER | yes | no | N/A | NABE | _____ % | WAIVER | yes | no | N/A |
| ABE    | _____ %  | WAIVER   | yes | no      | N/A    |     |    |     |      |         |        |     |    |     |     |         |        |     |    |     |     |         |        |     |    |     |      |         |        |     |    |     |
| AABE   | _____ %  | WAIVER   | yes | no      | N/A    |     |    |     |      |         |        |     |    |     |     |         |        |     |    |     |     |         |        |     |    |     |      |         |        |     |    |     |
| WBE    | _____ %  | WAIVER   | yes | no      | N/A    |     |    |     |      |         |        |     |    |     |     |         |        |     |    |     |     |         |        |     |    |     |      |         |        |     |    |     |
| HBE    | _____ %  | WAIVER   | yes | no      | N/A    |     |    |     |      |         |        |     |    |     |     |         |        |     |    |     |     |         |        |     |    |     |      |         |        |     |    |     |
| NABE   | _____ %  | WAIVER   | yes | no      | N/A    |     |    |     |      |         |        |     |    |     |     |         |        |     |    |     |     |         |        |     |    |     |      |         |        |     |    |     |

OFFICE OF THE CITY ATTORNEY  
October 26, 2016  
(ms)

**ORDER AUTHORIZING THE MAYOR TO EXECUTE AN ADDENDUM EXTENDING THE PROFESSIONAL SERVICES CONTRACT BETWEEN THE CITY OF JACKSON AND NEEL-SCHAFFER, INC. FOR THE MUSEUM TO MARKET TRAIL TRANSPORTATION ENHANCEMENT PROJECT (PHASE 1), FEDERAL AID PROJECT NO. STP-025-00(039) LPS/106367-701000, CITY PROJECT NO. 13B4005.701 (WARD 7)**

**WHEREAS**, the City of Jackson and Neel-Schaffer, Inc. entered into a Professional Services Contract for the Museum to Market Trail Transportation Enhancement Project (Phase I), Federal Aid Project Number. STP-025-00(039)LPS/106367-701000, City Project Number 13B4005.701 on June 13, 2013; and

**WHEREAS**, portions of this project lay within the 48" water line construction area and unforeseen delays with this project have caused delays to the Museum to Market Trail Transportation Enhancement Project; and

**WHEREAS**, the Department of Public Works recommends granting Neel-Schaffer, Inc. additional time until December 31, 2017 at 11:59 p.m.

**IT IS, THEREFORE, ORDERED** that the Mayor is authorized to execute an addendum extending professional services contract between the City of Jackson and Neel-Schaffer, Inc. for the Museum to Market Trail Transportation Enhancement Project (Phase I), Federal Aid Project Number. STP-025-00(039)LPS/106367-701000, City Project Number 13B4005.701.

Item #: 50

Agenda: \_\_\_\_\_

By: Smash, Williams, Ewing, Yarber

**CITY COUNCIL AGENDA ITEM 10 POINT DATA SHEET**

**October 24, 2016**

| <b>POINTS</b> |   | <b>COMMENTS</b>   |
|---------------|---|---|
| 1.            | <b>Brief Description</b>  | Order authorizing the Mayor to execute an addendum to the profession services contract between the City of Jackson and Neel-Schaffer, Inc. for the Museum to Market Trail Transportation Enhancement Project (Phase I).                   |
| 2.            | <b>Public Policy Initiative</b><br>1. Youth & Education<br>2. Crime Prevention<br>3. Changes in City Government<br>4. Neighborhood Enhancement<br>5. Economic Development<br>6. Infrastructure and Transportation<br>7. Quality of Life | This addresses items 4, 6, and 7.   |
| 3.            | <b>Who will be affected</b>   | Potential users of the proposed trail.  |
| 4.            | <b>Benefits</b>   | Provide continued professional services.  |
| 5.            | <b>Schedule (beginning date)</b>  | After City Council approval.  |
| 6.            | <b>Location:</b><br>▪ <b>WARD</b><br><br>▪ <b>CITYWIDE (yes or no) (area)</b><br><br>▪ <b>Project limits if applicable</b>  | This project is located in Ward 7. It runs from the new Farmer's Market on High Street to the various museums located at LeFluer's Bluff State Park on Riverside Drive.   |
| 7.            | <b>Action implemented by:</b><br>▪ <b>City Department</b> <input checked="" type="checkbox"/><br>▪ <b>Consultant</b> <input type="checkbox"/>   | Public Works Department, Engineering Division   |
| 8.            | <b>COST</b>   | No change in monetary value of contract   |
| 9.            | <b>Source of Funding</b><br>▪ <b>General Fund</b> <input checked="" type="checkbox"/><br>▪ <b>Grant</b> <input type="checkbox"/><br>▪ <b>Bond</b> <input type="checkbox"/><br>▪ <b>Other</b> <input type="checkbox"/>                   | Acct # 213-450.10-13B4005.701.6413  |
| 10.           | <b>EBO participation</b>  | ABE _____ % WAIVER yes ___ no ___ N/A _____<br>AABE _____ % WAIVER yes ___ no ___ N/A _____<br>WBE _____ % WAIVER yes ___ no ___ N/A _____<br>HBE _____ % WAIVER yes ___ no ___ N/A _____<br>NABE _____ % WAIVER yes ___ no ___ N/A _____ |



City of Jackson  
Department of Public Works

**Council Agenda Item Memorandum**

To: Tony T. Yarber, Mayor  
From: Jerriot Smash, Interim Director   
Public Works Department  
Date: October 24, 2016

**Agenda Item:** Addendum to contract with Neel-Schaffer extending the time of the Museum to Market Trail Transportation Enhancement Project.

**Item #:**

**Council Meeting:** Regular Council Meeting,  
**Consultant/Contractor:** Neel-Schaffer, Inc.  
**EBO Compliance Details:** not applicable  
**Purpose:** To provide continued professional services  
**Cost:** **No change in cost**  
**Project/Contract Type:** Recreational Trail Construction  
**Funding Source:** General Fund (213)  
**Schedule/Time:** After approval by City Council  
**DPW Manager:** Charles Williams Jr., PE, PhD

**Background:**

Attached you will find an item for the City Council Agenda requesting authority to issue an addendum to the contract between the City of Jackson and Neel-Schaffer, Inc. for the Museum to Market Trail Transportation Enhancement Project. The Museum to Market Trail Project is utilizing temporary and permanent right-of-ways and easements also being used the current 48" Water Line Project. Unforeseen delays in the Water Line Project has also caused delays in the Museum to Market Trail Transportation Enhancement Project. This addendum will address contractual time restraints, and will allow the Consultant time to complete their work.

It is the recommendation of this office that this addendum to the professional services contract be approved. If you have any questions, or require additional information, please do not hesitate to contact this office at (601) 960-2091.

**Talking Points:**

**Museum To Market Trail**

**Talking Points:**

Limits: New Farmer's Market to the south and LeFluer's Bluff to the north.

- Undeveloped property.
- Improve access to, and connectivity between, Belhaven Heights, Laurel Street, and LeFluer's Bluff State Parks.

Office of the City Attorney

OFFICE OF THE CITY ATTORNEY  
October 26, 2016  
455 East Capitol Street  
Post Office Box 2779  
Jackson, Mississippi 39207-2779  
Telephone: (601) 960-1799  
Facsimile: (601) 960-1756

## OFFICE OF THE CITY ATTORNEY

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THIS ORDER AUTHORIZING THE MAYOR TO EXECUTE AN ADDENDUM EXTENDING THE PROFESSIONAL SERVICES CONTRACT BETWEEN THE CITY OF JACKSON AND NEEL-SCHAFFER, INC. FOR THE MUSEUM TO MARKET TRAIL TRANSPORTATION ENHANCEMENT PROJECT (PHASE 1), FEDERAL AID PROJECT NO. STP-025-00(039) LPS/106367-701000, CITY PROJECT NO. 13B4005.701 (WARD 7)) is legally sufficient for placement in NOVUS Agenda.

  
\_\_\_\_\_  
Monica D. Joiner, City Attorney  
Nakesha Watkins, Legal Counsel NW

10-26-16  
DATE



**ORDER AUTHORIZING THE MAYOR TO EXECUTE  
INTERLOCAL AGREEMENT WITH THE CITY OF RIDGELAND FOR  
THE WEST COUNTY LINE ROAD TIGER PROJECT**

OFFICE OF THE CITY ATTORNEY  
R. L. SMASH  
8/20/16

**WHEREAS**, the City of Jackson intends to construct a new County Line Road between US Highway 51/State Street and Richmond Grove Road utilizing various Federal and City of Jackson funding sources; and

**WHEREAS**, a small portion of the proposed construction work on the north side of the intersection of US Highway 51 and County Line Road within the right-of-way of the Mississippi Department of Transportation lies within the corporate limits of the City of Jackson; and

**WHEREAS**, in accordance with the Interlocal Cooperation Act of 1974, Section 17-13-1, et seq. of the Mississippi Code of 1972, as amended, it is necessary to enter into an interlocal agreement with the City of Ridgeland to authorize the City of Jackson to complete the proposed work within the City of Ridgeland.

**WHEREAS**, the Department of Public Works recommends that the governing authorities enter into this proposed Interlocal Agreement, subject to the West County Line Road TIGER Project, and funded through use of various Federal and City of Jackson funding sources.

**IT IS, THEREFORE, ORDERED** that the Mayor is authorized to execute an Interlocal Agreement with the City of Ridgeland for the construction of the West County Line Road TIGER Project

**IT IS FURTHER ORDERED** that the Mayor is authorized to execute any other documents necessary for the administration and construction of this project.

ITEM#: 51  
AGENDA: \_\_\_\_\_  
BY: SMASH, WILLIAMS, R. LEE, YARBER

**CITY COUNCIL AGENDA ITEM 10 POINT DATA SHEET** November 1, 2016  
DATE

| <b>P O I N T S</b> |   | <b>C O M M E N T S</b>  |  |
|--------------------|---|---|--|
| 1.                 | <b>Brief Description/Purpose</b>  | Interlocal Agreement with the City of Ridgeland for the West County Line Road TIGER Project   |  |
| 2.                 | <b>Public Policy Initiative</b><br>1. Youth & Education<br>2. Crime Prevention<br>3. Changes in City Government<br>4. Neighborhood Enhancement<br>5. Economic Development<br>6. Infrastructure and Transportation<br>7. Quality of Life | 4. Neighborhood Enhancement<br>5. Economic Development<br>6. Infrastructure and Transportation<br>7. Quality of Life  |  |
| 3.                 | <b>Who will be affected</b>   | Motorists and residents on West County Line Road and US Highway 51/State Street   |  |
| 4.                 | <b>Benefits</b>   | Intersection improvements at an intersection mostly in Jackson and partially in Ridgeland   |  |
| 5.                 | <b>Schedule (beginning date)</b>  | After approval of the agreement by the City of Ridgeland and a 60-day review period by the Attorney General's office  |  |
| 6.                 | <b>Location:</b><br>▪ WARD<br><br>▪ CITYWIDE (yes or no) (area)<br><br>▪ Project limits if applicable   | Intersection of US Highway 51/State Street and County Line Road (Ward 2)  |  |
| 7.                 | <b>Action implemented by:</b><br>▪ City Department <input checked="" type="checkbox"/><br><br>▪ Consultant <input type="checkbox"/>   | Public Works Department, Engineering Division   |  |
| 8.                 | <b>COST</b>   | None to the City.   |  |
| 9.                 | <b>Source of Funding</b><br>▪ General Fund <input type="checkbox"/><br>▪ Grant <input type="checkbox"/><br>▪ Bond <input type="checkbox"/><br>▪ Other <input type="checkbox"/>  |   |  |
| 10.                | <b>EBO participation</b>  | ABE _____ % WAIVER yes ___ no ___ N/A _____<br>AABE _____ % WAIVER yes ___ no ___ N/A _____<br>WBE _____ % WAIVER yes ___ no ___ N/A _____<br>HBE _____ % WAIVER yes ___ no ___ N/A _____<br>NABE _____ % WAIVER yes ___ no ___ N/A _____ |  |

Department of Public Works



200 South President Street  
Post Office Box 17  
Jackson, Mississippi 39205-0017

Tony Yarber  
*Mayor of the City of Jackson*

## MEMORANDUM

**To:** Mayor Tony Yarber

**From:** Jerriot Smash   
Interim Director

**Date:** November 1, 2016

**Subject:** Agenda Item for City Council Meeting

Attached you will find an item for the agenda authorizing the Mayor to execute an interlocal agreement with the City of Ridgeland for the West County Line Road TIGER Project. The project will complete the final connection between West County Line Road and East County Line Road by relocating the existing railroad west 60 to 70 ft and raising it to provide clearance over the new road and the old West County Line Road (now Tougaloo Village Road). The existing intersection of State Street/US Highway 51 and East County Line Road will have to be modified to accommodate the fourth leg of the intersection. The north side of the intersection is in Ridgeland.

Although all work within Ridgeland will be on MDOT right-of-way, it is necessary to enter into an interlocal agreement with Ridgeland to allow the City of Jackson to engage in a construction project that is in another municipality.

If you have any questions or comments, please do not hesitate to call me at (601) 960-2091.



City of Jackson  
Department of Public Works

To: Mayor Tony Yarber

From: Jerriot Smash  
Interim Director

Date: October 28, 2016

**Council Agenda Item Brief**

**Agenda Item:** Order authorizing the Mayor to execute an interlocal agreement with the City of Ridgeland for the W County Line Rd TIGER Project

**Item #:**  
**Council Meeting:** Regular Council Meeting, November 15, 2016  
**Consultant/Contractor:**  
**EBO:** Not applicable  
**Purpose:** Authorize the Mayor to execute an agreement with Ridgeland.  
**Cost:** None to the City to sign the agreement.

**Project/Contract Type:** Road construction, railroad relocation

**Funding Source:** Project source funding: FHWA TIGER Grant, FHWA MPO/STP Funds, 1% Sales Tax

**Schedule/Time:** After approval by Council

**DPW Manager:** C. Williams, R. Lee

**Background:** This interlocal agreement addresses intersection improvements at State St and E County Line Rd to accommodate the completion of the new W County Line Rd. Part of the intersection is on MDOT right-of-way in Ridgeland.

**Estimated Fees:** There's no cost to execute the agreement. Construction work on the CN railroad is part of the TIGER project to be bid in 2017.

**EBO Compliance Details:** Not applicable

**Talking Points:** This agreement specifies construction responsibilities for the City of Jackson to construct the small part of the West County Line Rd TIGER project within MDOT right-ofway inside the City of Ridgeland.



Office of the City Attorney

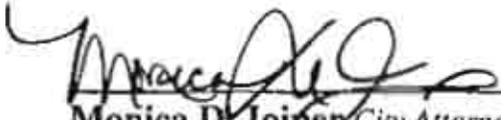
455 East Capitol Street  
Post Office Box 2779  
Jackson, Mississippi 39207-2779  
Telephone: (601) 960-1799  
Facsimile: (601) 960-1756

## OFFICE OF THE CITY ATTORNEY

---

This ORDER AUTHORIZING THE MAYOR TO EXECUTE AN INTERLOCAL AGREEMENT WITH THE CITY OF RIDGELAND FOR THE WEST COUNTY LINE ROAD TIGER PROJECT is legally sufficient for placement in NOVUS Agenda.

OFFICE OF THE CITY ATTORNEY  
11/9/16

  
\_\_\_\_\_  
Monica D. Joiner, City Attorney

Terry Williamson, Legal Counsel 

11/9/16  
\_\_\_\_\_  
DATE

**ORDER AUTHORIZING THE MAYOR TO EXECUTE AN AGREEMENT  
WITH THE CANADIAN NATIONAL RAILROAD FOR THE  
CONSTRUCTION OF THE WEST COUNTY LINE ROAD TIGER  
PROJECT**

OFFICE OF THE CITY ATTORNEY  
*of 2011*  
*8-2016*

**WHEREAS**, the City of Jackson intends to construct a new County Line Road between US Highway 51/State Street and Richmond Grove Road utilizing various Federal and City of Jackson funding sources; and

**WHEREAS**, as part of construction of the new 4 lane West County Line Road, the City will construct almost one mile of track parallel to the existing Canadian National (CN) Railroad track between Brown Street and Interstate 55; and

**WHEREAS**, it is necessary to enter into an agreement with the CN for the purposes of establishing responsibilities of the City and CN with respect to the construction of this project and maintenance of the new facilities afterwards.

**IT IS, THEREFORE, ORDERED** that the Mayor is authorized to execute an agreement with the Canadian National Railroad for the construction of the West County Line Road TIGER Project.

ITEM#: 52  
AGENDA: \_\_\_\_\_  
BY: SMASH, WILLIAMS, R. LEE YARBER

**CITY COUNCIL AGENDA ITEM 10 POINT DATA SHEET** November 1, 2016  
DATE

| <b>POINTS</b> |   | <b>COMMENTS</b>   |
|---------------|---|---|
| 1.            | <b>Brief Description/Purpose</b>  | Agreement with CN Railroad for the West County Line Road TIGER Project  |
| 2.            | <b>Public Policy Initiative</b><br>1. Youth & Education<br>2. Crime Prevention<br>3. Changes in City Government<br>4. Neighborhood Enhancement<br>5. Economic Development<br>6. Infrastructure and Transportation<br>7. Quality of Life | 4. Neighborhood Enhancement<br>5. Economic Development<br>6. Infrastructure and Transportation<br>7. Quality of Life  |
| 3.            | <b>Who will be affected</b>   | Motorists and residents along the CN Railroad in the Tougaloo community   |
| 4.            | <b>Benefits</b>   | Establish responsibilities of the City and CN for construction of the relocated railroad  |
| 5.            | <b>Schedule (beginning date)</b>  | After approval by the Council   |
| 6.            | <b>Location:</b><br>▪ <b>WARD</b><br><br>▪ <b>CITYWIDE (yes or no) (area)</b><br><br>▪ <b>Project limits if applicable</b>  | Canadian National Railroad from Brown Street to Interstate 55 (Ward 2)  |
| 7.            | <b>Action implemented by:</b><br>▪ <b>City Department</b> <input checked="" type="checkbox"/><br>▪ <b>Consultant</b> <input type="checkbox"/>   | Public Works Department, Engineering Division   |
| 8.            | <b>COST</b>   | No cost to the City to execute the agreement. Construction work on the CN line is part of the TIGER project to be bid in 2017.  |
| 9.            | <b>Source of Funding</b><br>▪ <b>General Fund</b> <input type="checkbox"/><br>▪ <b>Grant</b> <input type="checkbox"/><br>▪ <b>Bond</b> <input type="checkbox"/><br>▪ <b>Other</b> <input type="checkbox"/>                              |   |
| 10.           | <b>EBO participation</b>  | ABE _____ % WAIVER yes ___ no ___ N/A _____<br>AABE _____ % WAIVER yes ___ no ___ N/A _____<br>WBE _____ % WAIVER yes ___ no ___ N/A _____<br>HBE _____ % WAIVER yes ___ no ___ N/A _____<br>NABE _____ % WAIVER yes ___ no ___ N/A _____ |

Department of Public Works



200 South President Street  
Post Office Box 17  
Jackson, Mississippi 39205-0017

Tony Yarber  
*Mayor of the City of Jackson*

## MEMORANDUM

**To:** Mayor Tony Yarber

**From:** Jerriot Smash *JJ*  
Interim Director

**Date:** November 1, 2016

**Subject:** Agenda Item for City Council Meeting

Attached you will find an item for the agenda authorizing the Mayor to execute an agreement with the Canadian National Railroad for the West County Line Road TIGER Project. The project will complete the final connection between West County Line Road and East County Line Road by relocating the existing railroad west 60 to 70 ft and raising it to provide clearance over the new road and the old West County Line Road (now Tougafoe Village Road). As part of the project, it is necessary to enter into an agreement with the railroad to establish responsibilities of the City and CN with respect to the construction of this project and maintenance of the new facilities afterwards.

If you have any questions or comments, please do not hesitate to call me at (601) 960-2091.

City of Jackson  
Department of Public Works



**To:** Mayor Tony Yarber

**From:** Jerriot Smash  
Interim Director

**Date:** November 1, 2016

**Council Agenda Item Brief**

**Agenda Item:** Order authorizing the Mayor to execute an agreement with the CN Railroad for the W County Line Rd TIGER Project

**Item #:**

**Council Meeting:** Regular Council Meeting, November 15, 2016

**Consultant/Contractor:**

**EBO:** Not applicable

**Purpose:** Authorize the Mayor to execute an agreement with CN.

**Cost:** None to the City to sign the agreement.

**Project/Contract Type:** Railroad relocation

**Funding Source:** Project source funding: FHWA TIGER Grant, FHWA MPO/STP Funds, 1% Sales Tax

**Schedule/Time:** After approval by Council

**DPW Manager:** C. Williams, R. Lee

**Background:** This agreement addresses the railroad relocation component of the West County Line Rd TIGER project.

**Estimated Fees:** There's no cost to execute the agreement. Construction work on the CN railroad is part of the TIGER project to be bid in 2017.

**EBO Compliance Details:** Not applicable

**Talking Points:** This agreement specifies construction responsibilities and post-construction maintenance responsibilities. The City will (and is currently) acquiring rights-of-way and will pay for all construction except that the railroad will make the final tie in from the old to new line. The railroad will provide right-of-entry for construction. After construction, the railroad will maintain the new rail lines and two of the three bridges. The City will maintain the bridge over the new 4-lane West County Line Road and cut the grass on the slope. The railroad will spray the slope close to the tracks as part of their routine preventative maintenance.

Office of the City Attorney

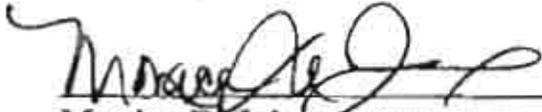
455 East Capitol Street  
Post Office Box 2779  
Jackson, Mississippi 39207-2779  
Telephone: (601) 960-1799  
Facsimile: (601) 960-1755

## OFFICE OF THE CITY ATTORNEY

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This ORDER AUTHORIZING THE MAYOR TO EXECUTE AN AGREEMENT WITH THE CANADIAN NATIONAL RAILROAD FOR THE CONSTRUCTION OF THE WEST COUNTY LINE ROAD TIGER PROJECT is legally sufficient for placement in NOVUS Agenda.

OFFICE OF THE CITY ATTORNEY  
11/9/14

  
\_\_\_\_\_  
Monica D. Joiner, City Attorney  
Terry Williamson, Legal Counsel 

11/9/14  
\_\_\_\_\_  
DATE



OFFICE OF THE CITY ATTORNEY  
STP-7285-00(002)LPA/105325-801000  
11/8/2016

**ORDER AUTHORIZING PUBLICATION OF NOTICE OF COMPLETION OF FORTIFICATION STREET, FEDERAL AID PROJECT NO. STP-7285-00(002)LPA/105325-801000, CITY PROJECT NO 31501**

**WHEREAS**, on April 17, 2012, the City of Jackson accepted the bid of Hemphill Construction Company, Inc. in the amount of \$8,998,961.00 for the construction of Fortification Street Improvements project; and

**WHEREAS**, a final inspection was held by the City of Jackson and staff personnel and deemed to be in substantial completion after completion of punch list items and Entergy pole relocations, and

**WHEREAS**, the surety, Federal Insurance Company has authorized final payment; and

**WHEREAS**, in October, the contractor made repairs to a number of areas west of State Street that developed ruts and one area that developed a failure due to a previously unknown and abandoned sewer service that caved in; and

**WHEREAS**, the Department of Public Works has inspected the repair work and the overall project and recommends acceptance of said project; and

**IT IS, THEREFORE, ORDERED** that the Fortification Street Improvements project is accepted.

**IT IS FURTHER ORDERED** that publication of the Notice of Completion is authorized for Fortification Street Improvement project, Federal Aid Project No. STP-7285-00(002)LPA/105325-801000, City Project No 31501.

53

ITEM#: \_\_\_\_\_

AGENDA: \_\_\_\_\_

BY: SMASH, WILLIAMS, R. LEE, YARBLE

**CITY COUNCIL AGENDA ITEM 10 POINT DATA SHEET**

**November 1, 2016**

**DATE**

| <b>P O I N T S</b> |   | <b>C O M M E N T S</b>  |         |        |     |     |    |     |     |     |
|--------------------|---|---|---------|--------|-----|-----|----|-----|-----|-----|
| 1.                 | <b>Brief Description/Purpose</b>  | Order Authorizing Notice of Completion  |         |        |     |     |    |     |     |     |
| 2.                 | <b>Public Policy Initiative</b><br>1. Youth & Education<br>2. Crime Prevention<br>3. Changes in City Government<br>4. Neighborhood Enhancement<br>5. Economic Development<br>6. Infrastructure and Transportation<br>7. Quality of Life | 4.  |         |        |     |     |    |     |     |     |
| 3.                 | <b>Who will be affected</b>   | Motorists, businesses, and residents on Fortification Street                        |         |        |     |     |    |     |     |     |
| 4.                 | <b>Benefits</b>   | Street reconstruction, utility replacements and/or upgrades                         |         |        |     |     |    |     |     |     |
| 5.                 | <b>Schedule (beginning date)</b>  | Project complete.   |         |        |     |     |    |     |     |     |
| 6.                 | <b>Location:</b><br>▪ <b>WARD</b><br><br>▪ <b>CITYWIDE (yes or no) (area)</b><br><br>▪ <b>Project limits if applicable</b>  | Ward 7. Fortification Street from Farish Street to Greymont Street                  |         |        |     |     |    |     |     |     |
| 7.                 | <b>Action implemented by:</b><br>▪ <b>City Department</b> <input checked="" type="checkbox"/><br>▪ <b>Consultant</b> <input type="checkbox"/>   | Department of Public Works, Engineering Division                                    |         |        |     |     |    |     |     |     |
| 8.                 | <b>COST</b>   | None to the City for this item. The final cost for the project was \$11,852,442.80. |         |        |     |     |    |     |     |     |
| 9.                 | <b>Source of Funding</b><br>▪ <b>General Fund</b> <input type="checkbox"/><br>▪ <b>Grant</b> <input type="checkbox"/><br>▪ <b>Bond</b> <input type="checkbox"/><br>▪ <b>Other</b> <input type="checkbox"/>                              |   |         |        |     |     |    |     |     |     |
| 10.                | <b>EBO participation</b>  | ABE   | _____ % | WAIVER | yes | ___ | no | ___ | N/A | ___ |
|                    |   | AABE  | _____ % | WAIVER | yes | ___ | no | ___ | N/A | ___ |
|                    |   | WBE   | _____ % | WAIVER | yes | ___ | no | ___ | N/A | ___ |
|                    |   | HBE   | _____ % | WAIVER | yes | ___ | no | ___ | N/A | ___ |
|                    |   | NABE  | _____ % | WAIVER | yes | ___ | no | ___ | N/A | ___ |



**MEMORANDUM**

**To:** Mayor Tony Yarber

**From:** Jerriot Smash   
Interim Director

**Date:** November 1, 2016

**Subject:** Agenda Item for City Council Meeting

Attached you will find an agenda item to authorize the publication of the notice of completion for the Fortification Street project.

On April 17, 2012, the City of Jackson accepted the bid of Hemphill Construction Company, Inc. in the amount of \$8,998,961.00 for the construction of Fortification Street Improvements project. During construction, the City approved three separate quantity adjustments which resulted in the final project cost of \$11,852,442.80. The City along with MDOT held a final inspection of the project in late 2014. FHWA and MDOT authorized the release of maintenance after Entergy relocated all poles that conflicted with ADA clear zones on the reconstructed sidewalks. The surety, Federal Insurance Company, has authorized the contractor's release.

After this item was originally presented to Council and subsequently not approved, Public Works staff, the project engineer, and the project contractor held discussions concerning the development of a number of rutted areas west of State Street. A geotechnical engineer took several cores of the rutted areas. The geotechnical engineer's report helped Engineering staff determine the necessary repair work. Last month, the contractor repaired the rutted areas at no cost to the City. Engineering staff has inspected the repair work and is satisfied that the repairs followed the scope of repair work.

It is the recommendation of this office that this item be approved. If you have any questions or comments, please do not hesitate to call me at (601) 960-2091.



City of Jackson  
Department of Public Works

## Council Agenda Item Brief

**Agenda Item:** Order authorizing publication of the notice of completion of the Fortification Street Project

**Item #:**  
**Council Meeting:** Regular Council Meeting, November 1, 2016  
**Consultant/Contractor:**  
**EBO:** Not applicable

**Purpose:** Authorize publication of the notice of completion

**Cost:** \$0 for this item. The final project cost is \$11,852,442.80

**Project/Contract Type:** Street reconstruction

**Funding Source:** FHWA Earmark, STP funds, water/sewer funds, city funds

**Schedule/Time:** Project is complete

**DPW Manager:** C. Williams, R. Lee

**Background:** This item was not approved by Council in May. Since then a geotechnical report has taken core samples of the failed areas. The report provided the data needed to develop a repair plan. The contractor made the repairs last month.

**Estimated Fees:** \$0 for this item

**EBO Compliance Details:** Not applicable

**Talking Points:** This closes out the Fortification Street project. All work, including ADA concerns, have been completed to the satisfaction of FHWA, MDOT, and the City.

The repairs to the rutted areas was completed by the contractor at no cost to the City.

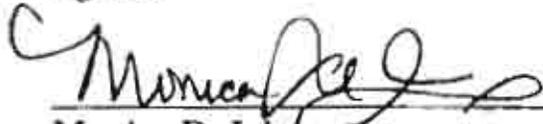
Office of the City Attorney

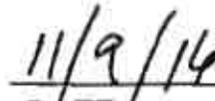
455 East Capitol Street  
Post Office Box 2779  
Jackson, Mississippi 39207-2779  
Telephone: (601) 960-1799  
Facsimile: (601) 960-1756

## OFFICE OF THE CITY ATTORNEY

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This ORDER AUTHORIZING PUBLICATION OF NOTICE COMPLETION OF FORTIFICATION STREET, FEDERAL AID PROJECT NO. STP-7285-00(002) PA/105325-801000, CITY PROJECT NO 31501 is legally sufficient for placement in NOVUS Agenda.

  
\_\_\_\_\_  
Monica D. Joiner, City Attorney  
Terry Williamson, Legal Counsel 

  
\_\_\_\_\_  
DATE

~~OFFICE OF THE CITY ATTORNEY  
STP-7285-00(002)~~



**RESOLUTION ACCEPTING RESPONSIBILITY FOR AN MPO SURFACE TRANSPORTATION PROGRAM AWARD FROM THE HINDS COUNTY BOARD OF SUPERVISORS FOR RESURFACING MILL STREET FROM CAPITOL STREET TO FORTIFICATION STREET AND AUTHORIZING THE MAYOR TO EXECUTE RELATED AGREEMENTS AND DOCUMENTS WITH VARIOUS AGENCIES (WARD 7)**

OFFICE OF THE CITY ATTORNEY  
11/17/2016

**WHEREAS**, in 2013, the Hinds County Board of Supervisors applied to the Jackson Metropolitan Planning Organization (MPO) for and received federal surface transportation funding for \$171,472.00 to resurface a section of Mill Street from Capitol Street and Fortification Street with said funds requiring a 50% match and having a deadline for construction obligation of February 28, 2017 with an allowance of a one-year extension; and

**WHEREAS**, in 2015, the City of Jackson received an award from the Mississippi Department of Transportation for \$3 million for general improvements to the same segment of Mill Street with a construction obligation deadline of September 30, 2018; and

**WHEREAS**, in September 2016, staff from the MPO, Hinds County Public Works, and Jackson Public Works met and determined that it would be in the best interest of all parties and the public to transfer the award from the Hinds County Board of Supervisors to the City of Jackson; and,

**WHEREAS**, in October 2016, the Hinds County Board of Supervisors authorized the transfer of the award from the Hinds County Board of Supervisors to the City of Jackson subject to approval by the Jackson MPO and by the City of Jackson; and,

**WHEREAS**, on November 2, 2016, the Municipal Sales Tax Commission authorized the move of \$194,000 in sales tax funds from a separate proposed sales tax funded project on Mill Street from Woodrow Wilson Avenue to Mitchell Avenue to the MDOT funded project from Capitol Street to Fortification Street to provide the match for the MPO funds; and,

**WHEREAS**, during the life of this project it will be necessary for the Mayor to execute a Memorandum of Understanding and other documents related to the administration and construction of the project and to submit those documents to the Jackson MPO and to MDOT, which administers projects that utilize federal transportation funds.

**NOW, THEREFORE, BE IT RESOLVED:** the City of Jackson accepts responsibility for an MPO STP award for Mill Street from Capitol Street to Fortification Street and provide the required match and will be subject to all applicable Federal and State laws and regulations regarding STP funding, as well as subject to the rules and procedures established by the Jackson MPO regarding approved STP projects.

**NOW, THEREFORE, BE IT RESOLVED:** that the Mayor is authorized to execute and submit agreements and documents related to this award to the Jackson MPO and to the Mississippi Department of Transportation.

ITEM # 54

AGENDA DATE: \_\_\_\_\_

BY SMASH, WILLIAMS, R. LEE, YARBER

**CITY COUNCIL AGENDA ITEM 10 POINT DATA SHEET November 3, 2016 .**  
**DATE**

| <b>P O I N T S</b> |   | <b>C O M M E N T S</b>   |
|--------------------|---|--|
| 1.                 | <b>Brief Description</b>  | Resolution accepting responsibility for an MPO/STP award for resurfacing of Mill Street from Capitol Street to Fortification Street from the Hinds County Board of Supervisors   |
| 2.                 | <b>Public Policy Initiative</b><br>1. Youth & Education<br>2. Crime Prevention<br>3. Changes in City Government<br>4. Neighborhood Enhancement<br>5. Economic Development<br>6. Infrastructure and Transportation<br>7. Quality of Life | 4. Neighborhood Enhancement<br>6 Infrastructure and Transportation<br>7 Quality of Life  |
| 3.                 | <b>Who will be affected</b>   | Motorists and property owners along Mill Street from Capitol Street to Fortification Street  |
| 4.                 | <b>Benefits</b>   | Street improvements  |
| 5.                 | <b>Schedule (beginning date)</b>  | Documents will be submitted after City Council approval.   |
| 6.                 | <b>Location:</b><br>▪ <b>WARD</b><br><br>▪ <b>CITYWIDE (yes or no) (area)</b><br><br>▪ <b>Project limits if applicable</b>  | Ward 7: Mill Street (Capitol Street to Fortification Street)   |
| 7.                 | <b>Action implemented by:</b><br>▪ <b>City Department</b> <input checked="" type="checkbox"/><br>▪ <b>Consultant</b> <input type="checkbox"/>   | Department of Public Works, Engineering Division   |
| 8.                 | <b>COST</b>   | \$171,000 to cover the required 50% match  |
| 9.                 | <b>Source of Funding</b><br>▪ <b>General Fund</b> <input type="checkbox"/><br>▪ <b>Grant</b> <input checked="" type="checkbox"/><br>▪ <b>Bond</b> <input type="checkbox"/><br>▪ <b>Other</b> <input checked="" type="checkbox"/>        | \$ 171,000.00 (STP/MPO Grant, 50/50 Match Requirement)<br>\$ 194,000.00 (1% Sales Tax to cover the match)<br>\$3,000,000.00 (MDOT Grant, no match required, separate from the MPO/STP funds above)                                   |
| 10.                | <b>EBO participation</b>  | ABE _____% WAIVER yes ___ no ___ N/A _____<br>AABE _____% WAIVER yes ___ no ___ N/A _____<br>WBE _____% WAIVER yes ___ no ___ N/A _____<br>HBE _____% WAIVER yes ___ no ___ N/A _____<br>NABE _____% WAIVER yes ___ no ___ N/A _____ |



## MEMORANDUM

**To:** Mayor Tony Yarber

**From:** Jerriot Smash   
Interim Director

**Date:** November 3, 2016

**Subject:** Agenda Item for City Council Meeting

Attached you will find a resolution for the agenda accepting responsibility for an MPO STP award for resurfacing Mill Street from Capitol Street to Fortification Street.

In 2013, the Hinds County Board of Supervisors applied to the Jackson Metropolitan Planning Organization (MPO) for and received a grant for \$171,472.00 to resurface a section of Mill Street from Capitol Street and Fortification Street. These funds have a 50% match and a deadline for construction obligation of February 28, 2017 with an allowance of a one-year extension. The Board of Supervisors at that time did not consult the City prior to submitting the application.

In 2015, the City of Jackson received an award from the Mississippi Department of Transportation for \$3 million for general improvements (bridge, pavement, sidewalk, signals, and drainage) to the same segment of Mill Street that Hinds County received funding. No match was required, but there is a construction obligation deadline of September 30, 2018.

By September 2016, the County had not taken action to move forward with their Mill Street project. Additionally, it was not clear if the County had the required matching funds. Staff from the MPO, Hinds County Public Works, and Jackson Public Works met and determined that in order to avoid the MPO funds from lapsing, it would be in the best interest of all parties and the public to transfer the award from the Hinds County Board of Supervisors to the City of Jackson. Last month, the Hinds County Board of Supervisors authorized the transfer of the award from the Hinds County Board of Supervisors to the City of Jackson subject to approval by the Jackson MPO and by the City of Jackson. On November 2, 2016, the Municipal Sales Tax Commission authorized the move of \$194,000.00 in sales tax funds from a proposed sales tax funded project on another section of Mill Street to provide the match for the MPO funds.

The final step to complete the transfer is for the City Council to pass this resolution to accept responsibility for the award, commit the matching funds that the sales tax commission approved, and agree to abide by all federal and state regulations.

If you have any questions or comments, please do not hesitate to call me at (601) 960-2091.



## Council Agenda Item Brief

**Agenda Item:** Resolution accepting responsibility for an MPO/STP award for resurfacing Mill Street from Capitol Street to Fortification Street

**Item #:**

**Council Meeting:** Regular Council Meeting, November 15, 2016

**Consultant/Contractor:**

**EBO:** Not applicable

**Purpose:** Complete the steps necessary to transfer the award from the County to the City so the funds can be utilized with other grant funds on the same project.

**Cost:** Commitment of \$171,000 to cover the required match

**Project/Contract Type:** Street improvements, bridge replacement, signal replacement

**Funding Source:** MDOT Grant, MPO/STP Award, Municipal Sales Tax Funds

**Schedule/Time:** After approval by Council

**DPW Manager:** C. Williams, R. Lee

**Background:** In 2013, Hinds County applied for and received an award for \$171,472.00 to resurface Mill St from Capitol St to Fortification St. This was done prior to the City receiving \$3 million from MDOT and to make improvements to Mill Street. The County has not started design work and risks losing the funds by February 28, 2017. The City has funds for the match as well as the \$3 million to put together one good project to cover paving, the bridge, sidewalks, and a signal.

**Estimated Fees:** Commitment of \$171,000 to cover the required match

**EBO Compliance Details:** Not applicable

**Talking Points:** This action is being done primarily for two reasons:

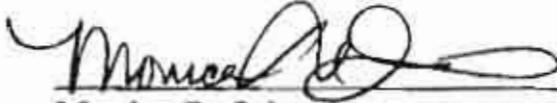
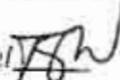
1. To avoid the funds lapsing and going back to the general MPO pot for reallocation to other streets during the next call for projects.
2. To combine the funds with \$3 million MDOT previously awarded to the City. This would allow for the project budget to increase to \$3,365,000.

Office of the City Attorney

455 East Capitol Street  
Post Office Box 2779  
Jackson, Mississippi 39207-2779  
Telephone: (601) 960-1799  
Facsimile: (601) 960-1756

## OFFICE OF THE CITY ATTORNEY

This RESOLUTION ACCEPTING RESPONSIBILITY FOR AN MPO SURFACE TRANSPORTATION PROGRAM AWARD FROM THE HINDS COUNTY BOARD OF SUPERVISORS FOR RESURFACING MILL STREET FROM CAPITOL STREET TO FORTIFICATION STREET AND AUTHORIZING THE MAYOR TO EXECUTE RELATED AGREEMENTS AND DOCUMENTS WITH VARIOUS AGENCIES (WARD 7)S is legally sufficient for placement in NOVUS Agenda.

  
\_\_\_\_\_  
Monica D. Joiner *City Attorney*  
Terry Williamson, *Legal Counsel* 

  
\_\_\_\_\_  
DATE

OFFICE OF THE CITY ATTORNEY  
11/17/2014



**ORDER OF THE CITY COUNCIL OF JACKSON, MISSISSIPPI AUTHORIZING THE PLACEMENT OF THREE MILS OF FUNDS INTO THE MUNICIPAL RESERVE FUND OF THE 2016-2017 CITY BUDGET TO CORRESPOND WITH THE THREE MILS TAX INCREASE.**

**WHEREAS**, the public health, safety and welfare of the citizens of the City of Jackson shall be considered by this Order, and

**WHEREAS**, the City of Jackson's budget was legislated by a vote of the Jackson City Council to receive a three mills tax increase in the 2016/2017 budget; and

**WHEREAS**, the Jackson City Council seeks to place funds in the amount of three mills into the municipal reserve fund of the 2016/2017 budget.

**IT IS THEREFORE ORDERED** that the City Council of Jackson, Mississippi hereby authorizes the placement of three mills of funds into the municipal reserve fund of the 2016/2017 City budget to correspond with the three mills tax increase.

Agenda Item No. 55  
Date: November 15, 2016  
BY: STOKES



RESOLUTION OF THE CITY OF JACKSON, MISSISSIPPI, IN SUPPORT OF PROPOSED LEGISLATIVE INITIATIVES THAT APPROPRIATE FUNDING FOR PROGRAMS ADMINSTRATED BY THE U.S. ARMY CORPS OF ENGINEERS THAT PROVIDE GRANTS FOR ENVIRONMENTAL INFRASTRUCTURE IMPROVEMENTS IN THE STATE OF MISSISSIPPI

WHEREAS, the City Council of the City of Jackson, Mississippi ("City of Jackson"), has met to consider support for certain proposed legislation during the 115th Congress of the United States; and

WHEREAS, the City Council resolved to support certain legislation deemed worthy by the City of Jackson; and

WHEREAS, The City of Jackson has several critical needs relating to the current water and wastewater system, as well as needs involving transportation and infrastructure; and

WHEREAS, The City has worked aggressively to address these requirements, and despite concerted efforts, the overall costs of these projects continues to outstrip budgetary resources; and

WHEREAS, routine maintenance programs are crippled by diminishing funds which then severely hampers the City's ability to adequately address infrastructure degradation issues; and

WHEREAS, Federal programs such as these will help the City address budgetary funding gaps, leverage City resources, and bring projects to completion in a timelier manner.

THEREFORE, BE IT RESOLVED, that the City Council for the City of Jackson, Mississippi, supports proposed legislative initiatives to be considered during the 115th Congress of the United States that would appropriate additional funds for programs administered by the U.S. Army Corp of Engineers that provide grants for environmental infrastructure improvements in the State of Mississippi.

IT IS FURTHER RESOLVED, that the City Clerk is directed to provide a certified copy of this Resolution to each member of the Mississippi Congressional delegation.

# 56

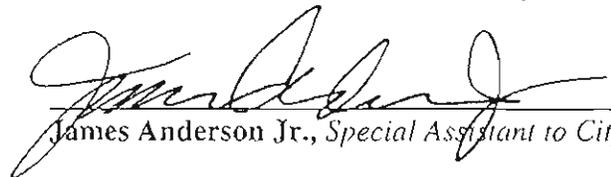
Office of the City Attorney

455 East Capitol Street  
Post Office Box 2779  
Jackson, Mississippi 39207-2779  
Telephone: (601) 960-1799  
Facsimile: (601) 960-1756

## OFFICE OF THE CITY ATTORNEY

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This RESOLUTION OF THE CITY OF JACKSON, MISSISSIPPI, IN SUPPORT OF PROPOSED LEGISLATIVE INITIATIVE THAT APPROPRIATE FUNDING FOR PROGRAMS ADMINISTERED BY THE U.S. ARMY CORPS OF ENGINEERS THAT PROVIDE GRANTS FOR ENVIRONMENTAL INFRASTRUCTURE IMPROVEMENTS IN THE STATE OF MISSISSIPPI is legally sufficient for placement in NOVUS Agenda.

  
James Anderson Jr., *Special Assistant to City Attorney*

11-4-6  
DATE

RESOLUTION OF THE CITY OF JACKSON, MISSISSIPPI, IN SUPPORT OF PROPOSED LEGISLATIVE INITIATIVE FOR THE AUTHORIZATION OF FUNDING TO BE USED TO ESTABLISH A MUNICIPAL CRIME PREVENTION FUND TO PROVIDE FINANCIAL RESOURCE ASSISTANCE TO CITIES AND COUNTIES IMPLEMENTING CRIME PREVENTION PROGRAMS WITHIN THEIR COMMUNITIES

OFFICE OF THE CITY ATTORNEY  
11-17-17

WHEREAS, the Municipal Legislative Committee ("Legislative committee") of the city of Jackson, Mississippi ("City of Jackson"), has met to consider support for certain proposed legislation during the 2017 Mississippi Legislative Session; and

WHEREAS, the Legislative Committee has recommended that the City Council resolve to support certain legislation deemed worthy by the City of Jackson; and

WHEREAS, significant attention by the City and its governing authorities has been given to attempts to reduce the City's rising violent crime rates that is three times higher than the national average; and

WHEREAS, research supports that communities that implement data-drive crime prevention programs notice reductions in crime rates; and

WHEREAS, the governing authorities of the City of Jackson support a request for funding to establish a local and Municipal Crime Prevention Fund to provide financial resource assistance to cities and counties implementing crime prevention programs within their communities.

THEREFORE, BE IT RESOLVED, that the City Council for the City of Jackson, Mississippi, accepts the recommendation of the Legislative committee and supports proposed legislative initiatives to be considered during the 2017 Session of the Mississippi Legislature for the authorization of funding to establish a municipal Crime Prevention Fund to provide financial resource assistance to cities and counties implementing crime prevention programs within their communities.

IT IS FURTHER RESOLVED, that the City Clerk is directed to provide a certified copy of this Resolution to each committee of the Mississippi Legislature to which such proposed legislation has been assigned, as well as a copy to each member of the hinds county delegation.

#57

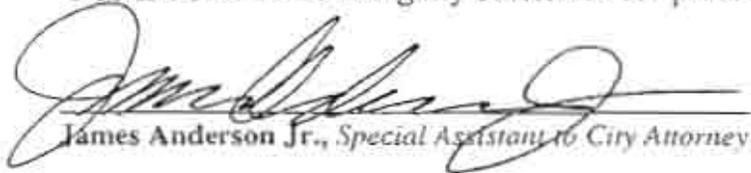
Office of the City Attorney

455 East Capitol Street  
Post Office Box 2779  
Jackson, Mississippi 39207-2779  
Telephone: (601) 960-1799  
Facsimile: (601) 960-1256

## OFFICE OF THE CITY ATTORNEY

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This RESOLUTION OF THE CITY OF JACKSON, MISSISSIPPI, IN SUPPORT OF PROPOSED LEGISLATIVE INITIATIVE FOR THE AUTHORIZATION OF FUNDING TO BE USED TO ESTABLISH A LOCAL AND MUNICIPAL CRIME PREVENTION FUND TO PROVIDE FINANCIAL RESOURCE ASSISTANCE TO CITIES AND COUNTIES IMPLEMENTING CRIME PREVENTION PROGRAMS WITHIN THEIR COMMUNITIES is legally sufficient for placement in NOVUS Agenda.

  
James Anderson Jr., *Special Assistant to City Attorney*

7-1-01  
DATE

OFFICE OF THE CITY ATTORNEY  
1-2-11

RESOLUTION OF THE CITY OF JACKSON, MISSISSIPPI, IN SUPPORT OF PROPOSED LEGISLATIVE INITIATIVE THAT APPROPRIATES FUNDING FOR THE U.S. DEPARTMENT OF TRANSPORTATION'S TIGER GRANT PROGRAM, AND THE LIKE, THAT PROVIDE GRANT OPPORTUNITIES FOR INFRASTRUCTURE IMPROVEMENTS PROJECTS IN THE STATE OF MISSISSIPPI

WHEREAS, the City Council of the City of Jackson, Mississippi ("City of Jackson"), has met to consider support for certain proposed legislation during the 115th Congress of the United States; and

WHEREAS, the City Council resolves to support certain legislation deemed worthy by the City of Jackson; and

WHEREAS, The City of Jackson has several critical needs relating to the current water and wastewater system, as well as needs involving transportation and infrastructure; and

WHEREAS, The City has worked aggressively to address these requirements, and despite concerted efforts, the overall costs of these projects continues to outstrip budgetary resources; and

WHEREAS, routine maintenance programs are crippled by diminishing funds which then severely hampers the City's ability to adequately address infrastructure degradation issues; and

WHEREAS, Federal programs such as these will help the City address budgetary funding gaps, leverage City resources, and bring projects to completion in a timelier manner.

THEREFORE, BE IT RESOLVED, that the City Council for the City of Jackson, Mississippi, supports proposed legislative initiatives to be considered during the 115th Congress of the United States that would appropriate funds for the U.S. Department of Transportation's TIGER Grant Program, and the like, for infrastructure improvements projects in the State of Mississippi.

IT IS FURTHER RESOLVED, that the City Clerk is directed to provide a certified copy of this Resolution to each member of the Mississippi Congressional delegation.

#58

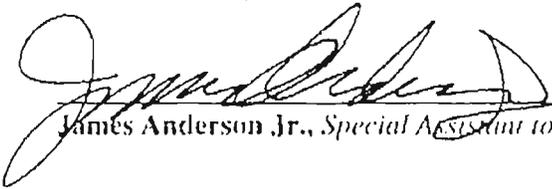
Office of the City Attorney

455 East Capitol Street  
Post Office Box 2779  
Jackson, Mississippi, 39207-2779  
Telephone: (601) 960-1799  
Facsimile: (601) 960-1758

## OFFICE OF THE CITY ATTORNEY

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This RESOLUTION OF THE CITY OF JACKSON, MISSISSIPPI, IN SUPPORT OF PROPOSED LEGISLATIVE INITIATIVE THAT APPROPRIATES FUNDING FOR THE U.S. DEPARTMENT OF TRANSPORTATION'S TIGER GRANT PROGRAM, AND THE LIKE, THAT PROVIDE GRANT OPPORTUNITIES FOR INFRASTRUCTURE IMPROVEMENTS PROJECTS IN THE STATE OF MISSISSIPPI is legally sufficient for placement in NOVUS Agenda.

  
James Anderson Jr., Special Assistant to City Attorney

11/4/11  
DATE

OFFICE OF THE CITY ATTORNEY  
DA 11-14

RESOLUTION OF THE CITY OF JACKSON, MISSISSIPPI, IN SUPPORT OF PROPOSED LEGISLATIVE INITIATIVES THAT WOULD ESTABLISH AN ANNUAL APPROPRIATION FOR IMPROVEMENTS TO THE MISSISSIPPI STATE CAPITAL'S DEGRADING ROADS, BRIDGES, WATER AND SEWER INFRASTRUCTURE SYSTEMS

WHEREAS, the City Council of the city of Jackson, Mississippi ("City of Jackson"), has met to consider support for certain proposed legislation during the 2017 Mississippi Legislative Session; and

WHEREAS, The City Council resolves to support certain legislation deemed worthy by the City of Jackson; and

WHEREAS, several State-owned properties in Central Mississippi's metropolitan area rest on top of crumbling bridges, water and sanitary sewer infrastructures with sections ranging in age from forty (40) to a hundred (100) years old; and

WHEREAS, annually, there is a need to service the more than seven hundred twenty (720) lane miles of paved road that encompass and/or connect the forty (40) or more State-owned properties within Central Mississippi's metropolitan area at a cost of roughly one hundred fifty thousand dollars (\$150,000.00) per lane mile; and

WHEREAS, annually, there is a need to service the more than two-hundred forty (240) lane miles of paved road that encompass and/or connect the forty (40) or more State-owned properties within Central Mississippi's metropolitan area at a cost of roughly five hundred dollars (\$500.00) per foot; and

WHEREAS, annually, there is a need to service about ten (10) arterial bridges that supply traffic flows to the roads that connect the forty (40) or more State-owned properties within Central Mississippi's metropolitan area which the Mississippi Department of Transportation estimate repair and/or construction cost around twenty-three million dollars (\$23,000,000.00); and

WHEREAS, annually, there is a need to upgrade and/or modify crosswalks, curbs and sidewalks along the roadways that encompass and/or connect the forty (40) or more State-owned properties within Central Mississippi's metropolitan area to ensure adequate access to civic life for all pedestrians especially those with disabilities; and

WHEREAS, routine maintenance programs are crippled by diminishing funds which then severely hampers the ability to adequately address infrastructure degradation issues associated with properties owned by the State of Mississippi; and

WHEREAS, the water/sewer infrastructure, streets and bridges within this metropolitan area support and serve as a crucial point for transit convergence in the State; and

#59

**WHEREAS**, the City of Jackson is a unique municipality in that it is an area with a disproportionately high concentration of tax exempt, state-owned properties that do not contribute ad valorem taxes to fund maintenance and upkeep of its supporting infrastructure.

**THEREFORE, BE IT RESOLVED**, that the City Council for the City of Jackson, Mississippi supports proposed legislative initiatives to be considered during the 2017 Session of the Mississippi Legislature that would establish an annual appropriation for improvements to Jackson's degrading roads, bridges, water and sewer infrastructure systems.

**IT IS FURTHER RESOLVED**, that the City Clerk is directed to provide a certified copy of this Resolution to each committee of the Mississippi Legislature to which such proposed legislation has been assigned, as well as a copy to each member of the Hinds County delegation.

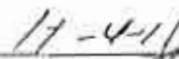
Office of the City Attorney

455 East Capitol Street  
Post Office Box 2770  
Jackson, Mississippi 39207-2779  
Telephone: (601) 960-1792  
Facsimile: (601) 960-1756

## OFFICE OF THE CITY ATTORNEY

This RESOLUTION OF THE CITY OF JACKSON, MISSISSIPPI, IN SUPPORT OF PROPOSED LEGISLATIVE INITIATIVE THAT WOULD ESTABLISH AN ANNUAL APPROPRIATION FOR IMPROVEMENTS TO THE MISSISSIPPI STATE CAPITAL'S DEGRADING ROADS, BRIDGES, WATER AND SEWER INFRASTRUCTURE SYSTEMS is legally sufficient for placement in NOVUS Agenda.

  
James Anderson Jr., *Special Assistant to City Attorney*

  
DATE



OFFICE OF THE CITY ATTORNEY  
CITY OF JACKSON, MISSISSIPPI

RESOLUTION OF THE CITY OF JACKSON, MISSISSIPPI, IN SUPPORT OF PROPOSED LEGISLATIVE INITIATIVE FOR THE AUTHORIZATION OF FUNDING TO BE USED TO ESTABLISH A LOCAL AND MUNICIPAL FIRE AND EMERGENCY MANAGEMENT SAFETY FUND TO PROVIDE FINANCIAL RESOURCE ASSISTANCE TO CITIES AND COUNTIES IMPLEMENTING EMERGENCY RESPONSE AND FIRE SAFETY PROGRAMS WITHIN THEIR COMMUNITIES

**WHEREAS**, the Municipal Legislative Committee ("Legislative committee") of the city of Jackson, Mississippi ("City of Jackson"), has met to consider support for certain proposed legislation during the 2017 Mississippi Legislative Session; and

**WHEREAS**, the Legislative Committee has recommended that the City Council resolve to support certain legislation deemed worthy by the City of Jackson; and

**WHEREAS**, the recent frequency of natural disasters and the rising threat of man-made catastrophes have pressed our fire, police and emergency management personnel to stretch diminishing funds needed to ensure that the Capital City can prepare, respond and recover from calamities; and

**WHEREAS**, Jackson's readiness for manmade and natural threats is an essential factor in the integrity of security protocols statewide; and

**WHEREAS**, the governing authorities of the city of Jackson support a request for funding to establish a local and Municipal Fire and Emergency Management Safety Fund to provide financial resource assistance to cities and counties implementing emergency response and fire safety programs within their communities.

**THEREFORE, BE IT RESOLVED**, that the City Council for the city of Jackson, Mississippi, accepts the recommendation of the Legislative committee and supports proposed legislative initiatives to be considered during the 2017 Session of the Mississippi Legislature for the authorization of funding to establish a local and Municipal Fire and Emergency Management Safety Fund to provide financial resource assistance to cities and counties implementing emergency response and fire safety programs within their communities.

**IT IS FURTHER RESOLVED**, that the City Clerk is directed to provide a certified copy of this Resolution to each committee of the Mississippi Legislature to which such proposed legislation has been assigned, as well as a copy to each member of the Hinds County delegation.

#60

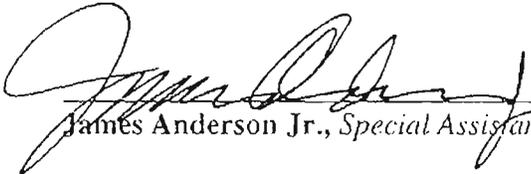
Office of the City Attorney

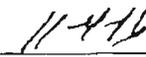
455 East Capitol Street  
Post Office Box 2779  
Jackson, Mississippi 39207-2779  
Telephone: (601) 960-1799  
Facsimile: (601) 960-1756

## OFFICE OF THE CITY ATTORNEY

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This RESOLUTION OF THE CITY OF JACKSON, MISSISSIPPI, IN SUPPORT OF PROPOSED LEGISLATIVE INITIATIVE FOR THE AUTHORIZATION OF FUNDING TO BE USED TO ESTABLISH A LOCAL AND MUNICIPAL FIRE AND EMERGENCY MANAGEMENT SAFETY FUND TO PROVIDE FINANCIAL RESOURCE ASSISTANCE TO CITIES AND COUNTIES IMPLEMENTING EMERGENCY RESPONSE AND FIRE SAFETY PROGRAMS WITHIN THEIR COMMUNITIES is legally sufficient for placement in NOVUS Agenda.

  
James Anderson Jr., *Special Assistant to City Attorney*

  
DATE

OFFICE OF THE CITY ATTORNEY  
11-4-16

RESOLUTION OF THE CITY OF JACKSON, MISSISSIPPI, IN SUPPORT OF PROPOSED LEGISLATION INITIATIVE THAT WOULD PROVIDE FUNDING OPPORTUNITIES TO SUPPORT COMMUNITY REVITALIZATION, PROTECT AND IMPROVE PROPERTY VALUES AND ATTRACT NEW HOMEOWNERS TO RESURGENT NEIGHBORHOODS - TO INCLUDE GREATER ENFORCEMENT AUTHORITY IN DEALING WITH ABSENTEE LANDLORDS WHOSE NEGLIGENCE HAS LED TO HABITUAL INSTANCES OF BLIGHT

WHEREAS, the Municipal Legislative Committee ("Legislative committee") of the city of Jackson, Mississippi ("City of Jackson"), has met to consider support for certain proposed legislation during the 2017 Mississippi Legislative Session; and

WHEREAS, the Legislative Committee has recommended that the City Council resolve to support certain legislation deemed worthy by the City of Jackson; and

WHEREAS, Jackson has roughly 106 square miles of land with pockets of land, varying in sizes, dedicated to industrial, commercial, and residential use; and

WHEREAS, many of these pockets contain brownfields, superfunds, vacated or abandoned industrial facilities, and over 4,000 dilapidated, blighted properties; and

WHEREAS, the City of Jackson encompasses the majority of Hinds County's 3300 lands forfeited to the State for non-payment of ad valorem taxes totaling more than twenty-four million dollars (\$24,000,000.00); and

WHEREAS, the City of Jackson has the burdensome responsibility of ensuring that these lands remain safe and do not produce or pose health hazards to the citizens and visitors to Jackson, the State's Capital; and

WHEREAS, these troublesome areas have become targets for illegal dumping and breeding grounds for criminal activities; and

WHEREAS, the inability to adequately address these problems has led to some residents and businesses leaving these areas and even Jackson resulting in a loss to our tax base; and

WHEREAS, the Governing Authorities of the City of Jackson seek to improve the City's ability to foster more vibrant communities by cultivating new development opportunities, embracing other area attractions, and rehabilitating blighted areas; and

WHEREAS, the Governing Authorities have worked diligently with limited funds to foster better relationships with communities and their parks, maintain areas around parks, and continue to promote the use of all parks in the City of Jackson; and

#61

**WHEREAS**, the Governing Authorities have worked to improve the quality of life through the promotion of measures designed to enhance the urban environment and strengthen community resources; and

**WHEREAS**, the Mississippi Secretary of State's Office, Public Lands Division has the constitutional and statutory authority over lands forfeited to the State for non-payment of ad valorem taxes, inventory of State agency lands and services to the public and governmental subdivisions relating to sales, acquisitions, leasing, and title of the State's real property assets; and

**WHEREAS**, the City of Jackson is in support of legislation that would authorize the Mississippi Secretary of State's Office, in its authority, to offer resource and funding assistance to the City of Jackson for furthering the successful management of the State Capital's tax-exempt blighted, abandoned and dilapidated properties.

**THEREFORE, BE IT RESOLVED**, that the City Council for the City of Jackson, Mississippi, accepts the recommendation of the Legislative committee in support of proposed legislative initiatives to be considered during the 2017 Session of the Mississippi Legislature to support legislation that would provide funding opportunities for municipalities in support of community revitalization, protection and improve property values and attract new homeowners to resurgent neighborhoods to include greater enforcement authority in dealing with absentee landlords whose negligence has led to habitual instances of blight.

**IT IS FURTHER RESOLVED**, that the City Clerk is directed to provide a certified copy of this Resolution to each committee of the Mississippi Legislature to which such proposed legislation has been assigned, as well as a copy to each member of the Hinds County delegation.

Office of the City Attorney

455 East Capitol Street  
Post Office Box 2779  
Jackson, Mississippi 39207-2779  
Telephone: (601) 960-1799  
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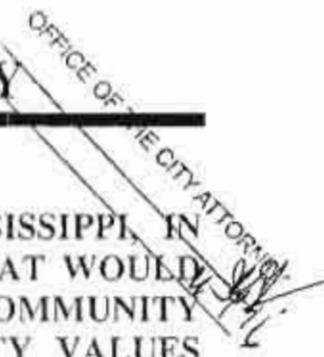
## OFFICE OF THE CITY ATTORNEY

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This RESOLUTION OF THE CITY OF JACKSON, MISSISSIPPI, IN SUPPORT OF PROPOSED LEGISLATION INITIATIVE THAT WOULD PROVIDE FUNDING OPPORTUNITIES TO SUPPORT COMMUNITY REVITALIZATION, PROJECT AND IMPROVE PROPERTY VALUES AND ATTRACT NEW HOMEOWNERS TO RESURGENT NEIGHBORHOODS TO INCLUDE GREATER ENFORCEMENT AUTHORITY IN DEALING WITH ABSENTEE LANDLORDS WHOSE NEGLIGENCE HAS LED TO HABITUAL INSTANCES OF BLIGHT is legally sufficient for placement in NOVUS Agenda.

  
James Anderson Jr., Special Assistant to City Attorney

11-4-16  
DATE

OFFICE OF THE CITY ATTORNEY  




**RESOLUTION OF THE CITY COUNCIL OF JACKSON, MISSISSIPPI,  
IN SUPPORT OF PROPOSED LEGISLATIVE INITIATIVES FOR  
PAYMENTS IN LIEU OF TAXES.**

**WHEREAS**, the City Council of Jackson, Mississippi, has met to consider support for certain proposed legislation during the 2017 Mississippi Legislative Session; and

**WHEREAS**, the City Council of Jackson, Mississippi resolves to support certain legislation deemed worthy by the City of Jackson; and

**WHEREAS**, although the City of Jackson, Mississippi continues to experience a declining tax base, we are still charged with providing the same level of programs and services that citizens, businesses, organizations and agencies have grown accustomed to; and

**WHEREAS**, the City of Jackson, Mississippi has a host of government agencies, churches, nonprofits, and educational institutions that benefit from city services; yet, they do not contribute to the costs of providing aforementioned services; and

**WHEREAS**, cities such as Baltimore, Boston, Philadelphia and Pittsburg have successfully implemented payments in lieu of taxes agreements; and

**WHEREAS**, to alleviate municipal revenue pressures, the City Council of Jackson, Mississippi is recommending annual payments from tax-exempted properties.

**THEREFORE, BE IT RESOLVED** that the City Council of Jackson, Mississippi support proposed legislative initiatives to be considered during the 2017 Session of the Mississippi Legislature that would result in payments in lieu of taxes from tax-exempted properties in the City of Jackson.

Item #:

62

Agenda Date: November 15, 2016

By: De'Keither Stamps



**RESOLUTION OF THE CITY COUNCIL OF JACKSON, MISSISSIPPI, IN SUPPORT OF PROPOSED LEGISLATIVE INITIATIVES TO MAINTAIN AND ENFORCE THE MAEP FORMULA FOR ALL MISSISSIPPI SCHOOL DISTRICTS.**

**WHEREAS**, the City Council of Jackson, Mississippi has met to consider support for certain proposed legislation during the 2017 Mississippi Legislative Session; and

**WHEREAS**, the City Council of Jackson, Mississippi resolves to support certain legislation deemed worthy by the City of Jackson; and

**WHEREAS**, Mississippi Adequate Education Program (MAEP) was passed by the Mississippi Legislature in 1997; and

**WHEREAS**, MAEP is a law that provides a state formula used to establish adequate funding levels necessary for the programs of each school district to meet a successful level of student performance as established by the State Board of Education using current statistically relevant state assessment data; and

**WHEREAS**, the MAEP formula ensures every Mississippi Child regardless of where he/she lives is afforded an adequate educational opportunity, as defined by the State Accountability System; and

**WHEREAS**, the MAEP formula takes into consideration all components within the school districts that aid them in their day to day operation; and

**WHEREAS**, the state of Mississippi has not enforced this law since its passing in 1997 seeing how there are 47 school districts in the State of Mississippi that were underfunded by more than millions of dollars for the fiscal years 2009-2015 according to the Mississippi Association of Educators; and

**WHEREAS**, money has been traditionally spread unevenly to other school districts for years in Mississippi and has put our scholars at a huge disadvantage.

**THEREFORE, BE IT RESOLVED** that the City Council of Jackson, Mississippi support proposed legislative initiatives to be considered during the 2017 Session of the Mississippi Legislature that would result in the support, maintenance, and enforcement of the MAEP formula.

Item #: 63

Agenda Date: November 15, 2016

By: De'Keither Stamps



**RESOLUTION OF THE CITY COUNCIL OF JACKSON, MISSISSIPPI,  
IN SUPPORT OF PROPOSED LEGISLATIVE INITIATIVES FOR THE  
INVESTMENT IN THE ECONOMIC GROWTH OF DOWNTOWN  
JACKSON.**

**WHEREAS**, the City Council of Jackson, Mississippi, has met to consider support for certain proposed legislation during the 2017 Mississippi Legislative Session; and

**WHEREAS**, the City Council of Jackson, Mississippi resolves to support certain legislation deemed worthy by the City of Jackson; and

**WHEREAS**, the City Council of Jackson, Mississippi finds that downtown areas are the heart of the city; and

**WHEREAS**, downtowns play a vital role in the overall success of its cities and local economies; as a result, a wide range of communities have adopted specialized plans and development strategies to improve and maintain downtown areas; and

**WHEREAS**, on December 15, 2015, the City Council of Jackson, Mississippi voted in favor of a resolution supporting Downtown Jackson Partners and their composition of a downtown comprehensive plan; and

**WHEREAS**, the City of Jackson, Mississippi is in need of investment for infrastructure improvements, infill development, and the composition and implementation of a strategy to improve and maintain downtown Jackson in a way that supports existing businesses, attract new businesses, and promote increased local use as well as tourism; and

**WHEREAS**, the current economic climate does not permit the City of Jackson to fund the necessary improvements, development and strategy.

**THEREFORE, BE IT RESOLVED** that the City Council of Jackson, Mississippi support proposed legislative initiatives to be considered during the 2017 Session of the Mississippi Legislature that would result in investments in the economic growth of downtown Jackson.

Item #:

64

Agenda Date: November 15, 2016

By: De'Keither Stamps



**RESOLUTION OF THE CITY COUNCIL OF JACKSON, MISSISSIPPI,  
IN SUPPORT OF PROPOSED LEGISLATIVE INITIATIVES FOR THE  
INVESTMENT IN THE GRAND GULF NUCLEAR STATION  
EVACUATION ROUTE.**

**WHEREAS**, the City Council of Jackson, Mississippi, has met to consider support for certain proposed legislation during the 2017 Mississippi Legislative Session; and

**WHEREAS**, the City Council of Jackson, Mississippi resolves to support certain legislation deemed worthy by the City of Jackson; and

**WHEREAS**, the City of Jackson, Mississippi receives approximately \$1.6 million from the Grand Gulf Nuclear Station, annually; and

**WHEREAS**, on October 18, 2016, the City Council of Jackson, Mississippi voted to establish the Grand Gulf Disaster Assistance Trust Fund to adequately fund infrastructure improvements, emergency planning and development;

**WHEREAS**, within city limits and located on Highway 18, there is a need for additional support not only to compose and implement in emergency plan in the event of an evacuation but to develop a complete streets design, traffic abatement, infrastructure improvements, the composition and implementation of an economic development strategy as well as associated maintenance; and

**WHEREAS**, the current economic climate does not permit the City of Jackson to fund the requested plans and improvements.

**THEREFORE, BE IT RESOLVED** that the City Council of Jackson, Mississippi support proposed legislative initiatives to be considered during the 2017 Session of the Mississippi Legislature that would result in investments in the Grand Gulf Nuclear Station Evacuation Route.

Item #:

65

Agenda Date: November 15, 2016

By: De'Keither Stamps



**RESOLUTION OF THE CITY COUNCIL OF JACKSON, MISSISSIPPI,  
IN SUPPORT OF PROPOSED LEGISLATIVE INITIATIVES FOR THE  
CONSTRUCTION OF A DOMED STADIUM ON JACKSON STATE  
UNIVERSITY'S CAMPUS.**

**WHEREAS**, the City Council of Jackson, Mississippi, has met to consider support for certain proposed legislation during the 2017 Mississippi Legislative Session; and

**WHEREAS**, the City Council of Jackson, Mississippi resolves to support certain legislation deemed worthy by the City of Jackson; and

**WHEREAS**, the mission of Jackson State University (JSU) is to produce technologically-advanced, diverse, ethical, global leaders who think critically, address societal problems and compete effectively; and

**WHEREAS**, JSU has reached a student population of nearly 10,000 students, is the fourth-largest Historical Black College and University in the nation, earned the designation of an "Apple Distinguished School," ranks among the top universities in the nation for producing African Americans with bachelor's degrees in education, biology, and physical science, and have students and alumnus who've competed in the 2012 and 2016 Olympics;

**WHEREAS**, in spring 2013, JSU unveiled a proposal for a 50,000 seat, \$200 million domed stadium that would also hold 17,000 for basketball, 21,000 for concerts and special events as well as 75 sky boxes and the JSU Sports Hall of Fame; and

**WHEREAS**, every publicly-funded university in Mississippi has a stadium on campus, except JSU; and

**WHEREAS**, each school initially received funding from the state to construct its stadium; and

**WHEREAS**, JSU plays a vital role in the economic development of the City of Jackson and State of Mississippi.

**THEREFORE, BE IT RESOLVED** that the City Council of Jackson, Mississippi support proposed legislative initiatives to be considered during the 2017 Session of the Mississippi Legislature that would result in the necessary funding to construct a domed stadium for and on Jackson State University's campus.

Item #:

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Agenda Date: November 15, 2016

By: De'Keither Stamps



**RESOLUTION OF THE CITY COUNCIL OF JACKSON, MISSISSIPPI,  
IN SUPPORT OF PROPOSED LEGISLATIVE INITIATIVES  
RESCINDING SENATE BILL 2162.**

**WHEREAS**, the City Council of Jackson, Mississippi, has met to consider support for certain proposed legislation during the 2017 Mississippi Legislative Session; and

**WHEREAS**, the City Council of Jackson, Mississippi resolves to support certain legislation deemed worthy by the City of Jackson; and

**WHEREAS**, the Jackson-Evers International Airport serves as an economic engine and contributes to the attractiveness of not only Jackson but the entire State of Mississippi; and

**WHEREAS**, the City of Jackson, Mississippi has over fifty years of experience in appointing and confirming diverse and qualified commissioners to oversee matters concerning the airport; and

**WHEREAS**, the City Council of Jackson, Mississippi and its citizens deem Senate Bill (SB) 2162 as the hostile and illegal takeover of city-owned land and property as well as an abuse of power; and

**WHEREAS**, bills such as the SB 2162 illustrates that anything of economic viability owned by municipalities in the state of Mississippi can be stolen.

**THEREFORE, BE IT RESOLVED** that the City Council of Jackson, Mississippi support proposed legislative initiatives to be considered during the 2017 Session of the Mississippi Legislature that would rescind Senate Bill 2162.

Item #:

67

Agenda Date: November 15, 2016

By: De'Keither Stamps



**RESOLUTION OF THE CITY COUNCIL OF JACKSON, MISSISSIPPI,  
IN SUPPORT OF PROPOSED LEGISLATIVE INITIATIVES TO  
REDESIGN THE STATE FLAG.**

**WHEREAS**, the City Council of Jackson, Mississippi, has met to consider support for certain proposed legislation during the 2017 Mississippi Legislative Session; and

**WHEREAS**, the City Council of Jackson, Mississippi resolves to support certain legislation deemed worthy by the City of Jackson; and

**WHEREAS**, state flags serve as an emblem of local influence, history, and principles; and

**WHEREAS**, the Mississippi state flag serves as a symbol of slavery, the confederacy, hate, oppression, terrorism and racial violence; and

**WHEREAS**, to illustrate solidarity, cities and educational institutions throughout Mississippi have removed the state flag; and

**WHEREAS**, the City Council of Jackson, Mississippi is requesting the removal of the confederate battle flag, all references regarding the confederacy as well as the designing of new flag that better represents us all; and

**THEREFORE, BE IT RESOLVED** that the City Council of Jackson, Mississippi support proposed legislative initiatives to be considered during the 2017 Session of the Mississippi Legislature that would result in the removal of the confederate battle flag and redesign of the state flag.

Item #:

68

Agenda Date: November 15, 2016

By: De'Keither Stamps



**RESOLUTION OF THE CITY COUNCIL OF JACKSON, MISSISSIPPI IN SUPPORT OF WEI/AJA, LLC AS PROGRAM MANAGEMENT FOR CLEAN WATER ACT COMPLIANCE, CONSENT DECREE IMPLEMENTATION AND TECHNICAL SUPPORT AS PART OF THE WASTEWATER INFRASTRUCTURE REDEVELOPMENT PROGRAM.**

**WHEREAS**, as a result of violating the Clean Water Act, the City of Jackson agreed to make improvements to its sewer systems to eliminate unauthorized overflows of untreated raw sewage and unauthorized bypasses of treatment at the Savanna Street Wastewater Treatment Plant (WWTP), the city's largest wastewater treatment facility; and

**WHEREAS**, the City of Jackson entered into a contract with WEI/AJA, LLC to provide professional engineering and program management services in support of implementation of the Wastewater Infrastructure Redevelopment Program on June 15, 2004; and

**WHEREAS**, WEI/AJA, LLC have demonstrated their ability to administer and manage wastewater construction, leverage funding, and maintain relationships with regulatory and funding agencies; and

**WHEREAS**, the WEI/AJA, LLC desires to continue providing program management, engineering and technical services for the City of Jackson in connection with the Consent Decree; and

**WHEREAS**, the City Council of Jackson, Mississippi is asking the Mayor to reinstate WEI/AJA, LLC as Consent Decree Program Manager; and

**THEREFORE, BE IT RESOLVED** the City Council of Jackson, Mississippi in support of WEI/AJA, LLC providing Consent Decree Program Management and technical support as part of the Wastewater Infrastructure Redevelopment Program.

Item #:

69

Agenda Date: November 15, 2016

By: Ashby Foote



**RESOLUTION OF THE CITY COUNCIL OF JACKSON, MISSISSIPPI IN SUPPORT OF WEI/AJA, LLC AS PROGRAM MANAGEMENT FOR CLEAN WATER ACT COMPLIANCE, CONSENT DECREE IMPLEMENTATION AND TECHNICAL SUPPORT AS PART OF THE WASTEWATER INFRASTRUCTURE REDEVELOPMENT PROGRAM.**

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**WHEREAS**, WEI/AJA, LLC have demonstrated their ability to administer and manage wastewater construction, leverage funding, and maintain relationships with regulatory and funding agencies; and

**WHEREAS**, the WEI/AJA, LLC desires to continue providing program management, engineering and technical services for the City of Jackson in connection with the Consent Decree; and

**WHEREAS**, the City Council of Jackson, Mississippi is asking the Mayor to reinstate WEI/AJA, LLC as Consent Decree Program Manager; and

**THEREFORE, BE IT RESOLVED** the City Council of Jackson, Mississippi in support of WEI/AJA, LLC providing Consent Decree Program Management and technical support as part of the Wastewater Infrastructure Redevelopment Program.

Item #: 70

Agenda Date: November 15, 2016

By: Ashby Foote

RESOLUTION OF THE CITY COUNCIL OF JACKSON, MISSISSIPPI  
HONORING AND COMMENDING  
*DR. MARY M. WHITE*  
AS AN OUTSTANDING CITIZEN AND LONGTIME EDUCATOR

**WHEREAS**, the City Council of Jackson, Mississippi, in its rich tradition, highly celebrates persons whose dynamic leadership and vision bolster quality of life for family, friends and community; and

**WHEREAS**, a native of Clinton, MS, *Dr. Mary M. White* is a 1966 graduate of Sumner Hill High School; her educational quest led to the acquisition of numerous degrees: Bachelor of Science in Business Education, Alcorn State University; Master of Business Education, Jackson State University; Doctor of Education, Northern Illinois University- DeKalb, IL; and

**WHEREAS**, she is presently chairperson and Associate Professor of the Department of Entrepreneurship and Small Business Management in the College of Business at Jackson State University; during her tenure at the University, Dr. White has been at the helm as Interim Vice President of Institutional Advancement, Executive Director of the Development Foundation, Assistant Professor and Chairperson of the Department of Business Education and Administrative Services, along with Assistant Director/Secretary of Institutional Research and Planning; and

**WHEREAS**, the greatest accolade is her generous forty-two (42) years of service to Jackson State University; her service is accompanied by numerous milestones of achievement: led in the creation and approval of a Bachelor of Business Administration Degree in Entrepreneurship, the first of its kind the state and among Historically Black Colleges and Universities; founding co-executive director of the JSU Executive Ph.D. in Urban Higher Education Program/Jake Ayers Research Institute; international prowess in the Caribbean, South Africa, China, Puerto Rico, Romania, India, Spain and France; *Dr. White's* passion and commitment are exhibited in how she teaches, advises and nurtures the undergraduate to the graduate student; through design/coordination of the business entrepreneurial scholars program and her keen knowledge of all facets of business and entrepreneurship education, students are equipped to excel; and

**WHEREAS**, *Dr. White's* citations are numerous such as the Mississippi Association of School Administrators 2016 Outstanding Leadership Award; 2016-17 Mississippi Association of Educational Office Professionals Administrator of the Year; Fulbright Scholar, Sam Walton Fellow, Price-Babson and LLEEP Fellow and the recognitions continue; her grants and partnerships have procured funding in excess of \$1,000,000; we applaud her service to several boards and initiation of educational programs for rural "*at-risk*" females; the distinguished organizations with whom she has served are the Katherine Murriel Education Foundation (named for her grandmother) and the *At Risk* project in collaboration with Delta Sigma Theta Sorority, Inc., Clinton, MS Alumnae Chapter; she attributes much of her foundation to her home church, New Pilgrim Rest M.B. Church and her present church, New Solid Rock Christian Church; and

**WHEREAS**, we join her children, Josselyn, Tomja, Lt. Col. Eddie, Jr., Antonio and fourteen grandchildren in celebrating and saluting *Dr. Mary M. White*, an educator with an unparalleled zeal for developing successful students and enriching the community.

NOW, THEREFORE, BE IT RESOLVED that Councilman Kenneth I. Stokes and his Council colleagues, do hereby highly honor *Dr. Mary M. White* as an outstanding citizen and longtime educator.

DONE this the 15<sup>th</sup> day of November 2016